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1 (9:56 a.m.)

2 **THE COURT:** Good morning, be seated, please.

3 Counsel, before the jury comes in, it's my understanding  
4 that during the course of today's proceedings the Government  
5 expects to present images of a more explicit nature than were  
6 presented last week and, accordingly, the special procedures  
7 that I directed will be implemented when those exhibits are  
8 displayed.

9 To refresh your memories, the way that's going to work is  
10 that the deputy clerk will cut off access to the large screen,  
11 which displays in the gallery. My understanding is that  
12 Government counsel and their supporting team will close their  
13 computers, shut off their images, and so forth, and will make  
14 sure that the podium monitor is also black. And that on the  
15 defense side you and your client will move to the other table.

16 You'll maintain the ability to view the images at that  
17 position. And so there's no compromise of the Defendant's  
18 ability to see the evidence as it is presented against him.

19 Ms. McGuinn, have I got the procedure -- well, actually, I  
20 know I've got it right.

21 **MS. MCGUINN:** That is the Government's understanding.

22 (Laughter.)

23 **THE COURT:** Do you understand what I'm going to do?

24 (Laughter.)

25 **MS. MCGUINN:** That is the Government's understanding

1 of your correct procedure, yes, Your Honor.

2 **THE COURT:** Thank you. Mr. Nieto?

3 **MR. NIETO:** Yes, Your Honor. That's our understanding  
4 as well.

5 **THE COURT:** All right. So one thought, Mr. Nieto,  
6 think this over, and that is, you and your client and your  
7 colleague could move to the side table for the day. And then  
8 it would make any transition in the middle of the day less --  
9 less apparent, let obvious, whatever. It wouldn't really be  
10 explained to the jury, but, you know, they might sit there and  
11 infer, oh, they just wanted to have a better view of jury so  
12 they decided to look at the jury all day directly.

13 And then, to me then there's the least likelihood that  
14 they would correlate the move to the notion that there's  
15 something particularly prejudicial about these images because  
16 we're otherwise trying to conceal from the jury that we're  
17 taking any special steps.

18 **MR. NIETO:** Absolutely, Your Honor. If I may just  
19 confer with Mr. Proctor?

20 **THE COURT:** Yeah, yes.

21 (Counsel conferring.)

22 **MR. NIETO:** If it pleases the Court.

23 **THE COURT:** Counsel.

24 **MS. MCGUINN:** I was going to say, just for planning,  
25 we expect our third or fourth witness this morning for -- it's

1 a short, three to four-second video. The victim was  
2 purportedly 16, which is why we're being sensitive about that.  
3 But that is the only one this morning.

4 The vast majority of the morning is going to be police  
5 search warrant photos and that sort of thing. So I just advise  
6 that when we get to Agent Walker, maybe afternoon, that's when  
7 the vast majority of things come in.

8 So I don't know if counsel would prefer to sit here when  
9 Detective Markel, who's a long witness, and others and  
10 simply --

11 **THE COURT:** Move in the afternoon after the lunch  
12 break?

13 **MS. MCGUINN:** Right. Because the first video is  
14 really a handful, a couple seconds. Maybe they can --

15 **THE COURT:** Well, can you assure us that's not til  
16 after lunch?

17 **MS. MCGUINN:** That first one, the handful of seconds,  
18 will be before lunch. But I can assure you that the vast  
19 majority of Agent Walker will be after lunch. There is one  
20 witness who was present --

21 **THE COURT:** Well, the problem is they're going to want  
22 to view that --

23 **MS. MCGUINN:** I understand. I just make that comment  
24 in case they don't want to sit there the whole morning for what  
25 is essentially a handful of seconds. I just wanted to make

1 that --

2 THE COURT: Your choice. What do you want to do?

3 MR. NIETO: Your Honor, I think we'll make the shift  
4 over now for the optics of it. Thank you.

5 THE COURT: Check your lines of sight to the witness  
6 stand.

7 And that monitor is going black, Ms. McGuinn?

8 MS. MCGUINN: It is, Your Honor.

9 THE COURT: Okay. Last thing. Now, Ms. McGuinn,  
10 we're going to do our very best to comply with the procedures  
11 that I outlined, but obviously the court and court staff are  
12 dependent upon the Government to give us a heads-up --

13 MS. MCGUINN: Yep.

14 THE COURT: -- as to when we need to very seamlessly  
15 and hopefully sort of undetectably move to the other procedure.  
16 So at that moment I would say you would just ask to go on the  
17 private channel.

18 MS. MCGUINN: Yes, sir.

19 THE COURT: And that's how we'll make sure that we  
20 don't have any glitches.

21 MS. MCGUINN: Yes, Your Honor. I indicated to  
22 Ms. Maldeis I'll just give her a nod when the witness is coming  
23 in that she can turn off that TV for this morning. And then  
24 the afternoon will be much easier because it'll be one very  
25 large witness and that'll be much easier to manage.

1           **THE COURT:** And the entire time it will be shut down?

2           **MS. MCGUINN:** It should be because it's too  
3 intermittent.

4           **THE COURT:** Right. And your staff, perhaps, will also  
5 be monitoring to make sure that we've got all of those monitors  
6 darkened at the appropriate moment.

7           **MS. MCGUINN:** Yes, yes. Absolutely, yes.

8           **THE COURT:** Are we otherwise ready for the jury?

9           **MS. MCGUINN:** Yes.

10          **THE COURT:** Who's the next witness?

11          **MS. MCGUINN:** Ms. Stacy Halpert.

12          **THE COURT:** Okay. We can get her headed in this  
13 direction.

14          Anything else from the defense before we bring the jury  
15 in?

16          **MR. NIETO:** No, Your Honor. Thank you.

17          **THE COURT:** Bring the jury in.

18          Please come forward, ma'am, up here to this witness box  
19 and just stand beside it while we wait for the jury to enter  
20 the courtroom. Stand right there. Thank you, ma'am.

21          **THE CLERK:** All rise for the jury.

22          (Jury enters at 10:04 a.m.)

23          **THE COURT:** All rise. Be seated, please.

24          Good morning, ladies and gentlemen.

25          (Jurors - "Good morning.")

1           **THE COURT:** Thank you for arriving at court once again  
2 right on time. Unfortunately, the court wasn't ready to start  
3 right on time. We had a rather catastrophic power failure in  
4 the building over the weekend. They got things sorted out  
5 yesterday afternoon and got the power turned back on but in  
6 these modern times when you have that sort of power collapse,  
7 it affects every computer and every electronic system in the  
8 building. And our terrific staff are still scrambling this  
9 morning to get all of our computers and other electronic  
10 systems up and operating.

11           We believe that we're at a point now where we're able to  
12 go forward and be functional. It's not going to shock me if we  
13 have a computer glitch or two today in light of what happened.  
14 But I think we are in good shape. Although 35 minutes late,  
15 for which I apologize, we're now ready to begin.

16           Government, call your next witness.

17           **MS. MCGUINN:** Your Honor, the Government would next  
18 call Ms. Stacy Halpert.

19           **THE COURT:** Ms. Halpert, please raise your right hand  
20 and face our clerk.

21           (Witness sworn.)

22           **THE CLERK:** Thank you, ma'am. You may take a seat in  
23 the witness box. Ma'am, for the record, speaking directly into  
24 that microphone, can you please state and spell your first and  
25 last name.



1           **THE WITNESS:** Stacy Halpert.

2   S-T-A-C-E-Y-H-A-L-P-E-R-T.

3           **THE CLERK:** Thank you.

4           **THE COURT:** Your witness, ma'am.

5           **MS. MCGUINN:** Thank you, Your Honor.

6                           **DIRECT EXAMINATION**

7   **BY MS. MCGUINN:**

8   **Q.**    Good morning, Ms. Halpert.

9   **A.**    Good morning.

10 **Q.**    Ms. Halpert, how old are you?

11 **A.**    Fifty-seven.

12 **Q.**    Are you married?

13 **A.**    Yes.

14 **Q.**    What is your husband's name?

15 **A.**    Harry Halpert.

16 **Q.**    Do you have children?

17 **A.**    Yes.

18 **Q.**    Can you tell us their names and ages?

19 **A.**    Jack is 28, Charlie is 25, and Wallace is 23.

20 **Q.**    Three boys?

21 **A.**    Yes.

22 **Q.**    Okay. And where did your boys attend school, grade school  
23 and middle school, high school?

24 **A.**    The Gilman School.

25 **Q.**    And during their school years at Gilman, at what address

1 were you living then?

2 A. 1501 Malvern Avenue, Towson, Maryland.

3 Q. Thank you. Did your boys attend Lower, Middle, and Upper  
4 School at Gilman?

5 A. Yes.

6 Q. When did each boy graduate from Gilman, if you can tell  
7 us?

8 A. So my oldest Jack graduated in 2017, Charlie 2015, and  
9 Wallace 2020.

10 Q. Did your boys play sports at Gilman?

11 A. Yes.

12 Q. And what sport did they primarily play?

13 A. They played lacrosse. They played volleyball and  
14 baseball.

15 Q. Starting with your son Jack, did he attend college?

16 A. Yes.

17 Q. Where did he go?

18 A. The University of North Carolina.

19 Q. Did he play sports there?

20 A. Yes, he played lacrosse there.

21 Q. What about your son Charlie?

22 A. He went to the University of Richmond.

23 Q. Did he play lacrosse there?

24 A. No.

25 **THE COURT:** Let's get our dates straightened out. You

1 testified that Jack was the oldest and graduated in 2017.

2 Charlie was next, he graduated in 2015; is that correct?

3           **THE WITNESS:** I mixed those, yeah. Sorry. So Jack  
4 was 2015, Charlie 2017.

5           **MS. MCGUINN:** Yes, ma'am.

6           **THE COURT:** Thank you. You may continue.

7           **MS. MCGUINN:** Thank you.

8 **BY MS. MCGUINN:**

9 **Q.** And your youngest son Wallace, where did he attend  
10 college?

11 **A.** Georgetown.

12 **Q.** Did he play sports there?

13 **A.** He played lacrosse there.

14 **Q.** When your oldest son began middle school, your oldest son  
15 Jack began middle school at Gilman, did you come to know a  
16 person by the name of Christopher Bendann?

17 **A.** Yes.

18 **Q.** How did you come to know him?

19 **A.** He was a teacher in the school.

20 **Q.** Okay. Do you know if he was actually a teacher for any of  
21 your boys in any history classes?

22 **A.** He taught Charlie, my middle son, history.

23 **Q.** Was he ever an advisor for any of your sons?

24 **A.** He was Wallace's advisor.

25 **Q.** Okay. And specifically to Wallace, to your knowledge, did

1 Wallace ever socialize with the Defendant Christopher Bendann?  
2 By socialize, I mean going outside the Gilman walls and  
3 attending movies or dinner, things of that nature?

4 A. Yes, Chris would take the advisory group to do -- maybe go  
5 out to a restaurant for a meal or -- yes.

6 Q. And do you know the [REDACTED] family?

7 A. Yes, I do.

8 Q. How long have you known the [REDACTED] family?

9 A. I'm not -- I'm not sure how long. I guess when Wallace  
10 and their son went to school together at Gilman in pre-first,  
11 yeah.

12 Q. So if your son is 23 --

13 A. Yes.

14 Q. -- fifteen plus years?

15 A. Yes, yes.

16 Q. Okay. And did there come a point in time when you and  
17 your husband employed the Defendant Christopher Bendann to  
18 babysit or house-sit for you?

19 A. Yes.

20 Q. Can you explain how that relationship, that business  
21 relationship, I guess it were, how that started?

22 A. So we were traveling to see our older son play lacrosse,  
23 and even before that maybe a business trip, and would need  
24 someone to stay at home with the boys. And I'm guessing I  
25 heard that he did this for other families as well, dog sit,

1 house-sat, you know, stayed with boys at their homes or boys  
2 and girls, babysit. And I just knew him from the school and  
3 that's how --

4 Q. How that started?

5 A. -- that came about, yeah.

6 Q. Okay. Did he, in fact, babysit and house-sit for you?

7 A. Yes.

8 Q. And when he would babysit or house-sit, would he stay at  
9 your home? By stay I mean overnight inside your home?

10 A. Yes.

11 Q. And would he be in charge of your children?

12 A. Yes.

13 Q. Can you describe the level of trust that you had in  
14 Christopher Bendann in terms of staying in your home and  
15 babysitting your children?

16 A. Yeah, I had great trust in him. Yes, very much.

17 Q. How did you communicate with him in terms of arranging  
18 dates and times when you might need him to be in your home?

19 A. Either email or texting and then mostly texting it became,  
20 yeah, mostly texting.

21 Q. Would you compensate him for his time to babysit your kids  
22 and house-sit?

23 A. Yes.

24 Q. How would you pay him?

25 A. I paid him cash.

1 Q. Specifically when Wallace was the only bird in your nest  
2 as it were, did you have the Defendant come and house-sit or  
3 babysit your son Wallace?

4 A. Yes.

5 Q. What sports did Wallace specifically play in high school?

6 A. He played volleyball, and he played lacrosse.

7 Q. For those who may not know, what season is volleyball?

8 A. Volleyball is in the fall.

9 Q. What about lacrosse?

10 A. Is in the spring.

11 Q. Okay. Government's Exhibit 26.

12 Ma'am, do you recognize this to be an accurate  
13 February 2018 calendar?

14 A. Yes.

15 Q. If we can bring up Government's 27.

16 I'm showing you Government's 27, do you recognize this?

17 A. Yes.

18 Q. And what is this?

19 A. That's a text with me communicating with Chris about  
20 staying with the boys.

21 Q. And this is in February of 2018?

22 A. Yes.

23 Q. If you can take a minute and orient yourself, are you the  
24 blue bubbles or the gray bubbles?

25 A. I am the blue bubbles.

1 Q. If we could go to Page 2. Okay.

2 Specifically as to February 12th, what did you communicate  
3 to the Defendant, Mr. Bendann?

4 A. Yes, I was thanking him for staying at our house the  
5 weekend, that weekend.

6 Q. Okay.

7 A. And then confirming that he was, you know, set to come the  
8 following weekend.

9 Q. If we could go back to Government's 26, that February  
10 calendar.

11 So you sent that text on February 12th. Based on that  
12 text, do you understand he stayed at your house the weekend of  
13 February 9th, 10th, 11th?

14 A. Correct.

15 Q. Do you know where you went on that weekend in February of  
16 2018?

17 A. To Chapel Hill, North Carolina.

18 Q. To see your son play?

19 A. Yes.

20 Q. Who went with you?

21 A. My husband Harry.

22 Q. And if this was 2018, was your son, Charlie, also at  
23 Richmond at that point in school?

24 A. Yes.

25 Q. So Wallace was the only one home?

1 A. Correct.

2 Q. When Wallace would be home alone with the Defendant  
3 babysitting, was he allowed to have friends over?

4 A. Yes.

5 Q. Was that done with your permission?

6 A. Yes.

7 Q. Did you communicate or did the Defendant somehow know it  
8 was okay for Wallace to have friends over?

9 A. Yes.

10 Q. If we can go to Government's 28, please.

11 Ma'am, do you recognize this as an August of 2018  
12 calendar?

13 A. Yes.

14 Q. And if we can go to Government's 29.

15 Ma'am, do you recognize this text, the beginning of which  
16 starts on July 24th of 2018?

17 A. Yes.

18 Q. And can you, again, just take a second to orient yourself,  
19 which color bubbles are you and which color bubbles is the  
20 person you're communicating with?

21 A. Okay, yes. I am the blue bubbles.

22 Q. Who are these text messages between?

23 A. Me and Chris Bendann.

24 Q. And if we could go to the next part of that text message,  
25 please.



1 Towards the bottom there, August 24th of 2018, you're  
2 writing, "Good morning, I am already in Virginia."

3 Do you recall traveling to Virginia that weekend?

4 A. Yes, I do.

5 Q. And if you can just -- what's in Virginia and why were you  
6 there?

7 A. So I was in Water View, Virginia which is on the  
8 Rappahannock River where my cousin and her husband have a  
9 vacation home.

10 Q. So it says, "Good morning, I am already in Virginia and  
11 Harry will be leaving in the morning, Wallace, and Saturday the  
12 25th if that works," and his response was, "Perfect yes"?

13 A. Yes.

14 Q. Or, "Great, thanks." Sorry, I read the wrong gray bubble.  
15 I apologize.

16 A. Yes.

17 Q. And Wallace had volleyball that day?

18 A. Yes.

19 Q. Okay. Can we go back to that August 2018 calendar,  
20 Government's 28, please.

21 So the 24th is that Friday, 25th, 26th, is that what you  
22 recall being in Virginia that weekend?

23 A. Yes.

24 Q. And which of your children was home?

25 A. Wallace.

1 Q. You can clear that. Thank you so much.

2 Can you describe your home as it existed on Malvern Avenue  
3 in 2018?

4 A. So it's a ground level, a basement rec-room level, and  
5 then a second-floor level with bedrooms, and a third-floor  
6 level with bedrooms.

7 Q. So it's a single-family home?

8 A. Yes.

9 Q. And on that top floor, whose bedrooms were on the top  
10 floor?

11 A. The top floor was Wallace and Jack.

12 Q. What about that -- under that third floor, the  
13 second-floor bedrooms?

14 A. Is my bedroom and Charlie's bedroom.

15 Q. Do you have any other bedrooms available on that second  
16 floor, like a guestroom?

17 A. Yeah, there's one guestroom on that second floor as well.

18 Q. What about any bathrooms on the top level or that second  
19 level?

20 A. So the third floor, the top level, has one bathroom; the  
21 second level has a hall -- had a hall bathroom and a bathroom  
22 in the master bedroom.

23 Q. Okay. When the Defendant would sleep over when he was  
24 babysitting, what room would he primarily be sleeping in?

25 A. In my -- in my room.

1 Q. In your room, okay. If we could bring up Government's  
2 30A.

3 Ms. Halpert, do you recognize this?

4 A. Yes.

5 Q. What is that?

6 A. That's the second floor hall bathroom in my house.

7 Q. Whose bedroom is that closest to?

8 A. Charlie's bedroom.

9 Q. If we can go to 30B. What about this?

10 A. That's the same bathroom.

11 Q. Directing your attention to the kind of framed photo  
12 that's above a towel rack, do you know what that is?

13 A. Yeah, that's a photograph of my family's grocery store  
14 business that my grandfather started in Roanoke, Virginia.

15 Q. Government's 30C. Do you recognize this?

16 A. Yes.

17 Q. What is this?

18 A. That's the shower in that same bathroom.

19 Q. Government's 30D. Do you recognize this area?

20 A. Yes. That is in -- taken from inside Charlie's bedroom,  
21 and I can see across the hallway that same bathroom.

22 Q. Looking kind of beyond that one leg, you're able to see  
23 that tiling?

24 A. Yes --

25 Q. Is that that exact same bathroom?

1 A. -- yes.

2 Q. -- kind of with a framed picture and everything?

3 A. Yes.

4 Q. And that gray hardwood floor, that's Charlie's room?

5 A. Yes.

6 Q. 30E. What is this?

7 A. The same bathroom.

8 Q. Do you recall when law enforcement came and actually took  
9 photos of your bathroom?

10 A. Yes.

11 Q. What about 30F. Same?

12 A. Yes, same bathroom.

13 MS. MCGUINN: Your Honor, Court's indulgence one  
14 moment, please.

15 THE COURT: Yes.

16 MS. MCGUINN: Your Honor, I have no other questions  
17 for Ms. Halpert.

18 THE COURT: Cross-examination.

19 MR. NIETO: Thank you, Your Honor.

20 CROSS-EXAMINATION

21 BY MR. NIETO:

22 Q. Good morning, Ms. Halpert.

23 A. Good morning.

24 Q. All right. So, ma'am, you entrusted Mr. Bendann to not  
25 only take care of your house while you're away but also tend to

1 your children?

2 A. Yes.

3 Q. And you hadn't had any problems with him throughout the  
4 time that you had him under your employ, did you?

5 A. No.

6 Q. All right. Now, you provided text messages to the  
7 Government in relationship to the weekend of August 26, 2018.  
8 Do you remember that, ma'am?

9 A. Yes.

10 Q. I think we had actually looked at those just a few moments  
11 ago?

12 A. Yes.

13 Q. And of course that wasn't the only time that Mr. Bendann  
14 housesat at your house, was it?

15 A. Correct.

16 Q. In fact, I think you had said that your son, Jack, was at  
17 the University of North Carolina?

18 A. Yes.

19 Q. And he graduated in 2019, correct?

20 A. Yes.

21 Q. So that spring session of 2019, that was his senior year  
22 of lacrosse?

23 A. Correct.

24 Q. And so you made obviously every effort you could, I'm  
25 sure, to attend those matches --

1 A. Yes.

2 Q. -- when you could?

3 A. Yes.

4 Q. So the spring of 2019, is it safe to say that you and your  
5 family took trips to North Carolina pretty regularly?

6 A. Yes.

7 Q. But on the weekend of August 28 of 2018, your son,  
8 Wallace, was staying home that weekend, correct?

9 A. Yes.

10 Q. And people were coming over that weekend, if you remember?

11 A. I don't remember specifically.

12 Q. All right. But it wouldn't be unusual?

13 A. No, no, no.

14 Q. And of course the house not being empty, that wasn't  
15 surprising?

16 A. No.

17 Q. And, additionally, as well as you can recall, ma'am, in  
18 February of 2019, specifically February 9th of 2019,  
19 Mr. Bendann housesat for your family on that weekend as well,  
20 right?

21 A. 2018 or 2019?

22 Q. 2019, ma'am?

23 A. I would have to look to be sure, but . . .

24 Q. But that doesn't sound out of place?

25 A. No, no.

1           **MR. NIETO:** Thank you so much. Nothing further, Your  
2 Honor.

3           **THE COURT:** Redirect?

4           **MS. MCGUINN:** None, Your Honor. Thank you.

5           **THE COURT:** May the witness be excused, Ms. McGuinn?

6           **MS. MCGUINN:** Yes, Your Honor. Thank you.

7           **THE COURT:** Mr. Nieto?

8           **MR. NIETO:** Yes, Your Honor.

9           **THE COURT:** Ma'am, you are excused and you may depart.  
10 Next witness.

11           **MS. HAGAN:** Next witness, Your Honor, is Christopher  
12 Feiss.

13           **THE COURT:** Christopher Feiss. Please come forward,  
14 sir, all the way up here to the witness box just to my left.  
15 Once you arrive there, stop, turn to your left, face our clerk,  
16 raise your right hand.

17           **THE CLERK:** Sir, please raise your right hand.  
18 (Witness sworn.)

19           **THE CLERK:** Thank you, sir. You may take a seat in  
20 the witness box. And for the record, sir, speaking directly  
21 into that microphone, can you please state and spell your first  
22 and last name.

23           **THE WITNESS:** Christopher Feiss,  
24 C-H-R-I-S-T-O-P-H-E-R. Feiss, F-E-I-S-S.

25           **THE COURT:** Your witness, ma'am.

**DIRECT EXAMINATION**

**BY MS. HAGAN:**

**Q.** Good morning, Mr. Feiss.

**A.** Good morning.

**Q.** Mr. Feiss, how old are you, sir?

**A.** Sixty-two.

**Q.** Do you currently reside in Maryland?

**A.** I do.

**Q.** How long have you lived in Maryland?

**A.** That's an interesting question. Fifty-nine of those 62 years.

**Q.** I'm going to direct your attention specifically to December of 2018. Where were you residing at the time?

**A.** 7318 Brightside Road.

**THE COURT:** 7318.

**THE WITNESS:** Brightside Road.

**THE COURT:** Thank you. Next question.

**BY MS. HAGAN:**

**Q.** What town is that located?

**A.** Towson area.

**Q.** And with whom did you live at that address?

**A.** My wife.

**Q.** And what is your wife's name?

**A.** Hadley. H-A-D-L-E-Y.

**Q.** Do you have children?



1 A. We do, three.

2 Q. Were they living with you at that address at the time?

3 A. My son was, yes.

4 Q. And what is your son's name?

5 A. Carter. C-A-R-T-E-R.

6 Q. Where did your son attend school?

7 A. He attended Gilman until eighth grade and Friends School  
8 from eighth grade on.

9 Q. What grade would Carter have been in in December of 2018?

10 A. Senior.

11 Q. So he would have been a senior at the Friends School?

12 A. Correct.

13 Q. Do you know an individual named Christopher Bendann?

14 A. I do.

15 Q. And how do you know Mr. Bendann?

16 A. He housesat for us several times.

17 Q. And do you recall how you met Mr. Bendann?

18 A. I don't. It was through friends and references.

19 Q. Okay. At some points you hired Mr. Bendann to house-sit  
20 for your residence?

21 A. We did.

22 Q. And was it the residence on Brightside Road that you  
23 mentioned previously?

24 A. It was.

25 Q. And between you or your wife, do you recall who would

1 arrange the housesitting with Mr. Bendann for certain dates?

2 A. Mostly my wife.

3 Q. And to the best of your recollection, what year would you  
4 estimate that your family began using Mr. Bendann to house-sit?

5 A. It was two periods. One commenced in approximately 2012.  
6 So 2012, '13, '14.

7 Q. Okay.

8 A. And then a pause, we had other folks helping us with the  
9 house. And then again sort of 2017 onward.

10 Q. When you needed Mr. Bendann to house-sit at your  
11 residence, was he expected to stay overnight?

12 A. He stayed overnight for the most part. There were times  
13 when he did not.

14 Q. And the times when he would not spend the night, was he  
15 just checking in on the house?

16 A. He was. Frequently watching our dogs, sometimes staying  
17 at someone else's house at the same time. We understand  
18 sometimes going back to his house.

19 Q. And when he was housesitting for you, were there times  
20 when he was also babysitting or was it strictly housesitting?

21 A. There are two times when it overlapped with my son. One  
22 time in middle school and one time briefly in upper school.

23 Q. And if you know the times when Mr. Bendann stayed at your  
24 house, whether to house-sit or babysit, where did he sleep?

25 A. Don't know that. I don't think it was in my bedroom in

1 the master. I do think it was in my son's bedroom.

2 Q. Describe your house on Brightside Road, was it a  
3 single-family home?

4 A. Single family, three stories.

5 Q. How many bedrooms?

6 A. Four.

7 Q. Do you recall how many bathrooms?

8 A. Four.

9 Q. Do you recall the year that your family purchased the home  
10 on Brightside?

11 A. 2010.

12 Q. When it was purchased, did you do any remodeling of that  
13 home?

14 A. We did.

15 Q. And what year did you do the remodeling?

16 A. 2010 we did one phase of remodeling and then subsequent to  
17 that we did another phase.

18 Q. All in 2010?

19 A. In 2010 we did one phase.

20 Q. Okay.

21 A. And then somewhat later we did a second phase.

22 Q. What rooms did you remodel?

23 A. Third floor bathroom, two second-floor bathrooms, third  
24 floor bedroom, three second-floor bedrooms.

25 Q. Were you involved in the selection of designs for the

1 remodeling?

2 A. Involved is a good word. I was involved. My wife led the  
3 charge with the designer.

4 Q. But did you have an opportunity to see or approve of --

5 A. I was kind of on the committee that got to vote last.

6 Q. Okay. Mr. Feiss, I'm going to direct your attention to  
7 the week of Christmas in December of 2018. Did your family  
8 take a trip out of town that week?

9 A. We did.

10 Q. And where did your family go?

11 A. Wyoming.

12 Q. I'm going to show you Government's Exhibit 18. I'm going  
13 to ask you to take a look at Government's Exhibit 18.

14 Do you recall what date your family left for this trip?

15 A. 26th.

16 Q. December 26th?

17 A. Of December, yep.

18 Q. And then I'm going to go to Page 2 of this exhibit.

19 And do you recall the date that your family returned from  
20 this trip?

21 A. The 2nd.

22 Q. And was there any family member that stayed behind, or did  
23 everyone go on this trip?

24 A. My family was on this trip with me.

25 Q. Did anybody house-sit at your Brightside residence?

1 A. Bendann.

2 Q. And do you recall whether it was for the duration of this  
3 trip?

4 A. Yes.

5 Q. And was he compensated?

6 A. Yes.

7 Q. Do you recall how he was compensated?

8 A. Venmo.

9 Q. I'm going to show you Government's Exhibit 20, and I'm  
10 going to direct your attention to entry January 2nd, 2019.

11 Does that appear to be the amounts that was Venmo'd to  
12 Mr. Bendann for housesitting this weekend?

13 A. It does.

14 Q. Would it have been your Venmo account that was used to pay  
15 Mr. Bendann?

16 A. Hadley's.

17 Q. Do you know whether or not her account was in the last  
18 name of Feiss or her maiden name?

19 A. I don't. Good question. She uses both.

20 Q. What is her maiden name?

21 A. Hubbard. H-U-B-B-A-R-D.

22 Q. Mr. Feiss, I'm going to now show you Government's  
23 Exhibit 19A.

24 Do you recall what is depicted in this photo?

25 A. That's the shower in our bedroom.

1 Q. Would that be considered the master bathroom shower?

2 A. Yes.

3 Q. How is it that you recognize it?

4 A. I've been in that shower off and on over 15 years.

5 Q. And was that shower or that bathroom part of the  
6 remodeling?

7 A. It was. It's a pretty specific tile type that's in the  
8 top right corner there.

9 Q. Directing your attention to June of 2023, Mr. Feiss, did  
10 you permit FBI agents to take certain pictures of the inside of  
11 the residence at Brightside Road?

12 A. We did.

13 Q. And I'm going to show you Government's Exhibit 19C.  
14 What is depicted in Government's Exhibit 19C?

15 A. Same.

16 Q. Is that the same --

17 A. That's the same shower and the same bathroom.

18 Q. That was depicted in the previous Exhibit 19A?

19 A. Correct.

20 Q. Okay. I'm now going to show you Government's Exhibit 19B.  
21 Do you recognize what is depicted in 19B?

22 A. I do.

23 Q. What is that?

24 A. That's the same shower. That's the tile work I referred  
25 to.

1 Q. Okay. Now showing you Exhibit 19(d).

2 A. Same.

3 Q. Same shower and bathroom?

4 A. Same shower, same bathroom.

5 Q. And how is it that you recognize 19D?

6 A. Those tiles are called subway tiles. Again, I've been in  
7 that shower off and on for almost 15 years.

8 MS. HAGAN: Court's indulgence.

9 Nothing further for Mr. Feiss, Your Honor.

10 THE COURT: Cross-examination, Mr. Proctor.

11 PROSPECTIVE JUROR: Thank you, sir.

12 CROSS-EXAMINATION

13 BY MR. PROCTOR:

14 Q. Good morning, sir.

15 A. Good morning.

16 Q. I just have a few questions for you.

17 You know ██████████ ████████████████████, right?

18 A. I do.

19 Q. Friends with them?

20 A. Yes.

21 Q. Social acquaintances?

22 A. Yes.

23 Q. Probably known them a long time, fair to say?

24 A. Fair to say.

25 Q. And you know their children?

1 A. Yeah.

2 Q. And one of the children, I'll call him [REDACTED], you've met  
3 him?

4 A. I've met their son.

5 Q. Okay. Do you know his date of birth?

6 A. I do not.

7 Q. If I said March 2001, would you have any reason to quarrel  
8 with that?

9 A. I do not.

10 MR. PROCTOR: Your Honor, I've just got to set up the  
11 ELMO. Give me a second.

12 THE COURT: Yep.

13 BY MR. PROCTOR:

14 Q. I'm showing you what's already in evidence as the Venmo  
15 receipts. Do you recognize that?

16 A. I do.

17 Q. And that's -- is that your handwriting or your wife's?

18 A. That's my writing.

19 Q. And it lists the date in which you paid Mr. Bendann; is  
20 that correct?

21 A. Yes.

22 Q. And the amount?

23 A. Also correct.

24 Q. Okay. So I'm now putting up what's Defendant's Exhibit 4.  
25 Let me just check that the Government has had a chance to look



1 at it.

2 Do you see that on your screen, sir?

3 A. I do.

4 Q. And does that appear to be the same -- I'm happy to  
5 switcharoosy, I promise I'm not --

6 A. You'd have to put them side-by-side.

7 Q. Yeah. I can do that. It's a good point.

8 So, for example, let's pick one. The 10th, 1/9/20, \$330.  
9 Then if I go over here 1/9/20, \$330. Do you see that?

10 A. Yep.

11 Q. So going back to my little spreadsheet I wrote. Prior to  
12 March 2019, would you agree with me that you paid via Venmo  
13 Mr. Bendann \$1,400? The sum of these four numbers is \$1,400.

14 A. I see that.

15 Q. Do you have any reason to fault my math?

16 A. I don't. I don't know if you -- I literally don't know if  
17 you included all of the ones that we included.

18 Q. Okay. So -- and by the way, did you pay Mr. Bendann by  
19 the day? How did that work?

20 A. Yeah, it was a per day price.

21 Q. Okay. And did the price, did it fluctuate, or was it kind  
22 of always more or less the same?

23 A. The same so far as I know.

24 Q. Okay. So, again, I'm not asking you to pull out a  
25 calculator and calculate it but assuming this is correct, prior

1 to [REDACTED]'s 18th birthday you paid Mr. Bendann \$1,400. Would you  
2 agree with that?

3 A. No, because we also paid by check in previous years.

4 Q. Do you have copies of any of those checks?

5 A. Yeah, we can get them.

6 Q. Well, let me ask a different question. Once you started  
7 paying him by Venmo, was that the way going forward?

8 A. So far as I know.

9 Q. So you might have paid in 2017 or 2016 by a check?

10 A. Correct.

11 Q. But September 2018 on, it was always Venmo, right?

12 A. So far as I know, yes.

13 Q. And after [REDACTED]'s 18th birthday, you paid him \$8,287,  
14 right?

15 A. Okay.

16 Q. Some of these dates, for example, let's pick July 3rd,  
17 2022 and July 9, 2021. Typically, whether you're in school or  
18 university, you're out for the summer, right?

19 A. I don't -- I have no idea what you're talking about?

20 **THE COURT:** Rephrase your question.

21 **MR. PROCTOR:** I get that a lot.

22 **BY MR. PROCTOR:**

23 Q. Your children in early July of any given summer, when they  
24 were in school or college, they were home, right?

25 A. Often not. Sometimes working. Sometimes away. Sometimes

1 travel.

2 Q. Okay. But they weren't in class?

3 A. They were not in class.

4 Q. Could I have a second, please, judge?

5 THE COURT: Yeah.

6 MR. PROCTOR: That's all I have. Thank you.

7 THE COURT: Redirect?

8 MS. HAGAN: No redirect, Your Honor.

9 THE COURT: May the witness be excused, Ms. Hagan?

10 MS. HAGAN: Yes, Your Honor.

11 THE COURT: Mr. Proctor, may the witness be excused?

12 MR. PROCTOR: Oh, yes, sir.

13 THE COURT: Sir, you may depart. Thank you.

14 Next witness.

15 MS. HAGAN: Next witness, Your Honor, is Jack Stuzin.

16 THE COURT: Jack Stuzin.

17 Please come forward, sir, up here to the front of the  
18 courtroom. Right up here to this witness box. Stop right  
19 there. Turn to your left. Face our clerk over here. Raise  
20 your right hand.

21 (Witness sworn.)

22 THE CLERK: Thank you, sir. You may take a seat in  
23 the witness box. For the record, sir, speaking directly into  
24 that microphone, can you please state and spell your first and  
25 last name.

1 THE WITNESS: Jack Stuzin. J-A-C-K. S-T-U-Z-I-N.

2 THE CLERK: Thank you.

3 THE COURT: Your witness, ma'am.

4 MS. HAGAN: Thank you.

5 DIRECT EXAMINATION

6 BY MS. HAGAN:

7 Q. Good morning, Mr. Stuzin.

8 A. Good morning.

9 Q. Mr. Stuzin, how old are you?

10 A. 22 years old.

11 Q. Are you currently in school?

12 A. Yes.

13 Q. Where do you attend school?

14 A. I attend Yale University.

15 Q. What year are you at Yale University?

16 A. I'm a senior.

17 Q. Where are you from originally, Mr. Stuzin?

18 A. Baltimore, Maryland.

19 Q. Prior to attending Yale, where did you attend school?

20 A. Gilman School.

21 Q. What year did you graduate from the Gilman School?

22 A. 2020.

23 Q. What grade did you begin at the Gilman School?

24 A. First grade.

25 Q. While you were attended school at Gilman, did you

1 participate in any sports?

2 A. Yes.

3 Q. What sports?

4 A. Soccer and lacrosse.

5 Q. Do you know [REDACTED], also known as [REDACTED] [REDACTED]?

6 A. I do.

7 Q. How do you know him?

8 A. He was a close friend of mine. He is a close friend of  
9 mine.

10 Q. How long have you been close friends with [REDACTED]?

11 A. I'd say since like fifth or sixth grade.

12 Q. Did you both graduate from Gilman in 2020?

13 A. We did.

14 Q. Did you play sports together?

15 A. We did.

16 Q. Do you know Christopher Bendann?

17 A. I do.

18 Q. How do you know Mr. Bendann?

19 A. He was a Gilman teacher, and he frequently babysat me.

20 Q. Do you see Mr. Bendann in the courtroom today?

21 A. I do.

22 Q. Could you point to him and identify an article of clothing  
23 that he's wearing?

24 A. Khaki suit.

25 MS. HAGAN: Your Honor, for the record he's identified

1 Mr. Bendann.

2 THE COURT: Without objection?

3 MR. NIETO: No objection.

4 THE COURT: The record will reflect the witness has  
5 identified the Defendant. You may proceed.

6 BY MS. HAGAN:

7 Q. Did you ever have Mr. Bendann as a teacher?

8 A. I don't think so.

9 Q. Did you have him as an advisor?

10 A. No.

11 Q. How is it that you came to know Mr. Bendann then while a  
12 student at Gilman?

13 A. He was a pretty, like, prominent member I would say in the  
14 Gilman community. And as I said earlier, he babysat me on many  
15 occasions.

16 Q. If you recall, what years did he babysit for your family?

17 A. I'd say probably between around like 2014 to 2018, 2019.

18 Q. And what grades would that have covered while you were a  
19 student?

20 A. I believe it's around sixth grade to around tenth or  
21 eleventh grade.

22 Q. Did Mr. Bendann have rapport with your family? Is that  
23 how he started as a babysitter?

24 A. Yes.

25 Q. And how often would you say that he babysat for your

1 family?

2 A. It was a handful of times. Definitely more than 10, but  
3 it wasn't necessarily on, like, a consistent schedule.

4 Q. And where was your family residing at the time when he  
5 babysit?

6 A. Like the address?

7 Q. You can just give me the town.

8 A. Roland Park.

9 Q. Okay. Did you have social media contact with Mr. Bendann?

10 A. I did.

11 Q. And what type of social media contact?

12 A. Instagram and Snapchat primarily.

13 Q. And what grade did that start with Mr. Bendann?

14 A. Ninth grade.

15 Q. How often did Mr. Bendann message you over Snapchat?

16 A. Pretty regularly.

17 Q. Did you participate in streaks with Mr. Bendann on  
18 Snapchat?

19 A. Yes.

20 Q. Can you briefly explain what that means?

21 A. Yeah. I mean, I think just within the software of  
22 Snapchat if you consistently message somebody every day then  
23 you would have a streak with them. So if you talked to them  
24 for 10 straight days, it would say a streak of 10 days.

25 Q. And you and Mr. Bendann had streaks on Snapchat?

1 A. Yes.

2 Q. What other type of contact outside of the Gilman School  
3 did you have with Mr. Bendann, other than social media contact?

4 A. Well, he babysat me. We would get lunch, breakfast,  
5 dinner together.

6 Q. And when you went out for breakfast, lunch or dinner,  
7 would it just be you and Mr. Bendann?

8 A. It varied. Sometimes just me, sometimes other friends  
9 were there.

10 Q. How about [REDACTED], was he there at these meals as  
11 well?

12 A. He was.

13 Q. Were you ever at house parties where Mr. Bendann was  
14 present?

15 A. Yes.

16 Q. Where did these house parties occur?

17 A. I can remember a few at my house. I can remember many  
18 more at the Halperts' house.

19 Q. Was there a student by the last name of Halpert that you  
20 were friends with?

21 A. Yes.

22 Q. Who was that?

23 A. Wallace Halpert.

24 Q. And Mr. Bendann was present at these house parties?

25 A. He was.



1 Q. Any other adults present at the house parties?

2 A. No.

3 Q. How is it that Mr. Bendann was at these house parties with  
4 you and your friends?

5 A. He was babysitting the Halperts or whoever the house we  
6 were at the time.

7 MS. HAGAN: Your Honor, at this time the Government  
8 requests to publish Government's Exhibit 162. Court's  
9 indulgence.

10 THE COURT: Private channel.

11 (Whereupon, the following conference was held at the  
12 bench:)

13 THE COURT: Okay. Is this the exhibit we need to  
14 obscure from the public?

15 MS. MCGUINN: Yes, Your Honor, it is. I believe all  
16 of the precautions have been taken.

17 THE COURT: Okay. Are we ready? You may proceed.  
18 (Whereupon, the bench conference was concluded.)

19 THE COURT: What's the exhibit number?

20 MS. HAGAN: 162.

21 THE COURT: Thank you.

22 (Video playing.)

23 BY MS. HAGAN:

24 Q. Mr. Stuzin, did you recognize Government's Exhibit 162?

25 A. Yes.

1 Q. First let me ask you, do you recognize where that took  
2 place?

3 A. Yes.

4 Q. Where?

5 A. My house at 206 Ridgewood Road in Baltimore, Roland Park.

6 Q. Are you in that video?

7 A. I am.

8 Q. And which person are you in that video?

9 A. I'm the one by the door wearing a football jersey.

10 Q. What year or grade do you recall this video being taken?

11 A. I don't remember.

12 Q. Did you recognize the person running in the video?

13 A. I did.

14 Q. Who was that?

15 A. That was [REDACTED].

16 Q. Who recorded that video?

17 A. Presumably Chris Bendann.

18 Q. Do you know who recorded the video?

19 A. No, but I can hear the voice behind the phone.

20 Q. Is it a voice that you recognize?

21 A. Yes.

22 Q. Who do you recognize the voice as?

23 A. Chris Bendann.

24 Q. Do you recall whether or not Mr. Bendann had a nickname  
25 for [REDACTED]?

1 A. He did.

2 Q. What was it?

3 A. Pup.

4 Q. And did you hear Mr. Bendann use that nickname in  
5 Government's Exhibit 162?

6 A. Yes.

7 Q. Did you ever participate in a naked run while a student at  
8 Gilman, Mr. Stuzin?

9 A. On one occasion.

10 Q. On that occasion, what grade were you in?

11 A. Eighth or ninth grade.

12 Q. And where did this naked run occur?

13 A. At Meadowood Regional Park.

14 Q. And what town is that located?

15 A. Timonium.

16 Q. Do you recall what time of day it was?

17 A. It was a night, probably after 9:00.

18 Q. And who else ran with you?

19 A. I think that it was Tyler Witherspoon. Potentially Will  
20 Godine. That's all that I remember.

21 Q. Was [REDACTED] present?

22 A. I think so.

23 Q. How did you get to the Meadowood Regional Park?

24 A. Chris Bendann drove us.

25 Q. Do you know why you were driven to Meadowood Regional Park

1 to do a naked run?

2 A. It had kind of been a thing that people did before.

3 Typically you would do it in exchange for something. In this  
4 scenario I think that it was we all wanted to go to McDonald's,  
5 so if we had ran he would have taken us to McDonald's.

6 Q. When you say "he," who are you referring to?

7 A. Chris Bendann.

8 Q. I'm going to show you Government's Exhibit 175.

9 Do you recognize Government's Exhibit 175?

10 A. I do.

11 Q. And what is it?

12 A. That's Meadowood Regional Park.

13 Q. Can you, using your finger to touch the screen,  
14 Mr. Stuzin, can you mark where Mr. Bendann parked his car when  
15 you participated in the naked run?

16 A. Somewhere in this parking lot.

17 Q. What happened after the car was parked?

18 A. We would walk up here, over this path. And then I  
19 remember we went to the left. I was familiar with the park  
20 because I grew up playing soccer there when I was a little kid.  
21 And I think we ran around here and then back.

22 Q. At what point did you take your clothes off?

23 A. I think when we got over the bridge and kind of like in  
24 the park.

25 Q. Where was Mr. Bendann when you ran?

1 A. I think he waited somewhere around here (indicating).

2 Q. And approximately how long were you out running?

3 A. I'd say anywhere from five to seven minutes.

4 Q. Do you recall afterwards whether or not you were then  
5 driven to McDonald's by Mr. Bendann?

6 A. I believe we were.

7 Q. Were there times when Mr. Bendann asked you about [REDACTED]  
8 [REDACTED]'s whereabouts?

9 A. Yes.

10 Q. Can you explain that?

11 A. It would seem kind of just a reasonable text of "Have you  
12 heard from [REDACTED]? Do you know where [REDACTED] is? He hasn't  
13 responded to my text. He's not responding to my phone calls."

14 Q. What time period are we talking? Is this high school?  
15 Post high school?

16 A. Primarily during high school. There could have been an  
17 occasion during maybe my freshman year of college when it  
18 was -- we were home for winter break or Thanksgiving break and  
19 he hadn't heard from [REDACTED].

20 MS. HAGAN: Court's indulgence. Nothing further for  
21 Mr. Stuzin, Your Honor.

22 THE COURT: Cross-examination?

23 CROSS-EXAMINATION

24 BY MR. NIETO:

25 Q. Mr. Stuzin, were you a student of Mr. Bendann's in middle

1 school?

2 A. In middle school?

3 Q. Yes, sir.

4 A. I don't believe so.

5 Q. But he did have a rule about being Snapchat friends only  
6 once you got into high school, right?

7 A. Correct.

8 Q. So you were aware when the school, that being the Gilman  
9 School, had suspended and then fired Mr. Bendann?

10 A. I was.

11 Q. And as I'm sure anyone can imagine, right, this was a  
12 topic of conversation between you and your friends?

13 A. It was.

14 Q. Specifically, all of those from Gilman, the Gilman alumni,  
15 right?

16 A. Yes.

17 Q. And so throughout these discussions, right, there were  
18 text messages, phone calls, conversations back and forth,  
19 right?

20 A. Yes.

21 Q. And, again, everybody just wanted to be helpful, right?

22 A. Yes.

23 Q. Do anything that they could to be helpful specifically to  
24 your friend who you believed to be the victim, correct?

25 A. Yes.

1 Q. All right. Now, James Schroeder, he's a friend of yours?

2 A. He is.

3 Q. So he had sort of initiated a group chat, a group text  
4 thread amongst a variety of Gilman graduates. Do you know the  
5 text about which I'm speaking?

6 A. I do.

7 Q. This was just to sort of like generate some additional  
8 energy to tell people, you've got to come forward, right?  
9 There's more accusations out there, you have to bring it  
10 forward, right?

11 A. Yep.

12 Q. And, in fact, he had said -- you were on this text -- but  
13 he had said, we've got to, quote, "We've got to bury this sick  
14 fuck." Do you remember that text?

15 A. Yup.

16 Q. Right. Obviously -- are you still at Yale?

17 A. I am.

18 Q. Okay. So you're living in Connecticut?

19 A. Yes.

20 Q. So not being here in Maryland, I'm sure you're staying in  
21 contact with those who are in Maryland, right?

22 A. On the occasion.

23 Q. About this case, is that fair?

24 A. Sure.

25 Q. Right. I mean, again, it's a point of interest, right?

1 It's a teacher that you had, that you had known previously,  
2 right? It's one of your friends who's involved?

3 A. Yeah.

4 Q. So everyone has been keeping everybody up-to-date. Well,  
5 I heard this, or I heard that, stories like that. Is that fair  
6 to say? Yes, sir?

7 A. Yes.

8 Q. And comparing notes about, oh, I heard this story, or  
9 actually I heard this? Texts and communications like that,  
10 right?

11 A. Yep.

12 Q. Now, but in addition to these group chats, right, you  
13 obviously have, for example, you've been communicating with  
14 Mr. Schloeder via text message throughout this ordeal; is that  
15 fair?

16 A. On the occasion.

17 Q. On the occasion, right. And so specifically with regards  
18 to this case, you guys have been texting about that, right?

19 A. Yes.

20 Q. And you had been talking about whether or not anyone was  
21 going to sue the school, do you remember that?

22 A. I do.

23 Q. And, again, to be sure -- you were like, you had no  
24 interest in suing the school, did you?

25 A. Nope.



1 Q. But Mr. Schloeder did, do you remember receiving that  
2 text?

3 A. I do.

4 Q. I think so he said, "I mean, 20 or 30K in hush money would  
5 sit pretty." Do you remember him texting you that?

6 A. I do.

7 Q. And you had actually said, "You could sue the school and  
8 get a fuck ton." Do you remember saying that to him?

9 A. Sure.

10 Q. But you had followed up by saying that you didn't want to  
11 do that to Gilman, did you?

12 A. Correct.

13 Q. Gilman is an important place for you, is it not?

14 A. Yeah.

15 Q. And Mr. Schloeder feels similarly, right?

16 A. He does.

17 Q. And, additionally, in sort of the context of the  
18 discussions regarding Mr. Bendann, do you remember  
19 Mr. Schloeder texting you about making up stories?

20 A. I do not.

21 Q. Do you remember him in -- again, going back away. In  
22 February of 2023, were you texting with him at that time?

23 A. Probably.

24 Q. Right. Do you remember him texting saying "We need other  
25 people," right?

1 A. Yes.

2 Q. And you had responded "Yeah." Do you remember that --

3 A. Yep.

4 Q. -- portion of the text?

5 And then Mr. Schloeder said to you that "You may just need  
6 to say that you got got." Do you remember him saying that to  
7 you?

8 A. Vaguely.

9 Q. Of course that's a strange terminology, but what was your  
10 sense as to what he meant by that?

11 A. That I was implicated in the case in certain ways.

12 Q. Right. In fact, he followed up but saying, "Just tell the  
13 courts he tied you up like a starfish." Do you remember  
14 Mr. Schloeder texting that to you?

15 A. I do not actually.

16 Q. You don't. All right. Would looking at something help  
17 refresh your recollection, sir?

18 A. Sure.

19 MR. NIETO: Court's indulgence. Your Honor, just for  
20 identification purposes this would be marked as Defense Exhibit  
21 5.

22 THE COURT: Defense Exhibit 5 for identification only.  
23 You may approach.

24 Take a look at whatever has been handed to you there, sir,  
25 and then when you're finished, look up, and Mr. Nieto will

1 recover that item from you.

2 Are you finished?

3 THE WITNESS: Yes.

4 THE COURT: You may recover it, Mr. Nieto?

5 MR. NIETO: Sorry. All right.

6 BY MR. NIETO:

7 Q. So do you remember Mr. Schloeder texted you to make up a  
8 story to tell the courts about your interactions with  
9 Mr. Bendann?

10 A. I do.

11 Q. And you followed up by saying, "They're reading this right  
12 now, brother"?

13 A. Yes.

14 Q. Now, prior to testifying here in court you had met with  
15 law enforcement and the prosecutors in relation to this  
16 investigation. Do you remember that?

17 A. I did.

18 Q. And you remember telling them that you had participated in  
19 multiple naked runs and not just the one or two that you  
20 described today? Do you remember telling them that?

21 A. I don't but . . .

22 Q. You don't. All right.

23 MR. NIETO: Nothing further, Your Honor. Thank you.

24 THE COURT: Redirect?

25 REDIRECT EXAMINATION

1 BY MS. HAGAN:

2 Q. Mr. Stuzin, do you recall the text message that you were  
3 just asked about in which Mr. Schloeder said, "We need other  
4 people" to which you responded "Yeah"?

5 A. Yes.

6 Q. Do you recall what you were actually talking about?

7 A. Yes. I believe it was showing support for our friend and  
8 when news broke of Mr. Bendann's termination from the Gilman  
9 School we knew that there were many people who were involved  
10 with things that he did. So it was telling people and  
11 encouraging people to come forward with those stories and not  
12 put it to the wayside.

13 Q. And the texts that you were asked about with respect to,  
14 quote, "hush money" or money, were you being serious with  
15 Mr. Schloeder?

16 A. No.

17 Q. And did you interpret his text messages as being serious?

18 A. No.

19 Q. Did you make up your story that you've told the jury here  
20 today?

21 A. I did not.

22 Q. Is your testimony here today based on your own  
23 recollection and experience, or based on what others have told  
24 you about their experiences?

25 A. My experience.

1 MS. HAGAN: Nothing further, Your Honor.

2 THE COURT: May the witness be excused, ma'am?

3 MS. HAGAN: Yes, Your Honor.

4 MR. NIETO: Yes, Your Honor.

5 THE COURT: Sir, you may be excused. You may depart.

6 Next witness.

7 MS. HAGAN: Next witness, Your Honor, is Tyler

8 Witherspoon.

9 THE COURT: Tyler Witherspoon. Please come forward,

10 sir, all the way up here. Walk up to the flag that you see.

11 Stop there and turn to your left. Face our clerk over here.

12 Raise your right hand.

13 THE CLERK: Sir, please raise your right hand.

14 (Witness sworn.)

15 THE CLERK: For the record, sir, can you please state

16 and spell your first and last name.

17 THE WITNESS: Tyler Witherspoon. T-Y-L-E-R,

18 W-I-T-H-E-R-S-P-O-O-N.

19 THE CLERK: Thank you, sir.

20 THE COURT: Your witness, ma'am.

21 MS. HAGAN: Thank you.

22 DIRECT EXAMINATION

23 BY MS. HAGAN:

24 Q. Good morning, Mr. Witherspoon.

25 A. Good morning.

1 Q. How old are you, sir?

2 A. Twenty-four.

3 Q. And are you currently employed?

4 A. Yes.

5 Q. Can you tell us what type of work you do?

6 A. I work in finance.

7 Q. And where did you attend college, Mr. Witherspoon?

8 A. Dartmouth College.

9 Q. What year did you graduate?

10 A. 2023.

11 Q. And where are you originally from?

12 A. Baltimore.

13 Q. Before going to college at Dartmouth, where did you attend  
14 school?

15 A. Gilman School.

16 Q. And what grade did you start at Gilman?

17 A. I started in pre-first.

18 Q. And did you continue at Gilman through graduation?

19 A. Yes.

20 Q. What year did you graduate from Gilman?

21 A. 2019.

22 Q. What, if any, sports did you play there?

23 A. I played volleyball, hockey, and lacrosse.

24 Q. Did you attend Gilman with [REDACTED]?

25 A. Yes.

1 Q. Were you friends with him?

2 A. Yes.

3 Q. Were you in the same grade?

4 A. Yes, until seventh grade.

5 Q. And then what happened during seventh grade?

6 A. So we finished seventh grade. He left to go to Calvert  
7 school. And then when he came back we were going into ninth  
8 grade and he was in eighth grade.

9 Q. Did you remain friends with him then through the duration  
10 of your time at Gilman?

11 A. Yes.

12 Q. Do you know an individual named Christopher Bendann?

13 A. Yes.

14 Q. How do you know Mr. Bendann?

15 A. He was my teacher in sixth grade and eighth grade.

16 Q. And do you recall what classes he taught?

17 A. He taught geography in sixth grade and ancient history in  
18 eighth grade.

19 Q. In addition to him being your teacher, was he an advisor  
20 at any point in time for you?

21 A. Not for me, no.

22 Q. Did you come to know Mr. Bendann outside of the Gilman  
23 School?

24 A. Yes.

25 Q. How did that start?

1 A. Well, we were pretty close with him in school, and then  
2 outside of school he would house-sit for people we knew. So we  
3 would -- started hanging out at those houses. And then I'd say  
4 that started in like eighth grade. And then we would get  
5 dinner with him and then see him a bunch outside of school.

6 Q. How would you, if you were going to go to dinner with  
7 Mr. Bendann, how would you get there?

8 A. He would drive us.

9 Q. And when you say "us," who do you recall going out to  
10 dinner with you and Mr. Bendann?

11 A. I mean, there was a bunch of people. James Schloeder was  
12 typically there.

13 Q. Okay.

14 A. And [REDACTED] was typically there.

15 Q. Is that [REDACTED]?

16 A. Yes.

17 Q. Okay. And when you would go out to dinner with  
18 Mr. Bendann, were there any other adults present?

19 A. No.

20 Q. And when you would get together at the places where he was  
21 housesitting, were there any other adults present other than  
22 Mr. Bendann?

23 A. No.

24 Q. How about social media, did you have social media contact  
25 with Mr. Bendann?



1 A. Yes. He wouldn't let us have contact with him until we  
2 graduated middle school though. So after that I did.

3 Q. And what type of social media contact did you have with  
4 Mr. Bendann?

5 A. Instagram, Snapchat, his phone number.

6 Q. How often would Mr. Bendann Snapchat with you?

7 A. Like every day.

8 Q. And did you have Snapchat streaks with Mr. Bendann?

9 A. Yes.

10 Q. What time of day would Mr. Bendann Snapchat you typically?

11 A. Normally I don't -- like, any time of the day. I don't  
12 think there was like a specific time.

13 Q. So there were times when he would Snapchat you during the  
14 daytime hours?

15 A. Yes.

16 Q. How about at night, did you receive Snapchat messages from  
17 him at night?

18 A. Yes.

19 Q. Was there a difference in the types of messages that you  
20 received from Mr. Bendann during the day than the types you  
21 would receive from him at night?

22 A. Yes.

23 Q. Can you explain that?

24 A. Occasionally there would be -- I don't remember the exact  
25 language, there would be references to like why I have like a

1 shirt on or something like that along those lines.

2 Q. And would you respond to messages like that?

3 A. No.

4 Q. Did you ever participate in a naked run?

5 A. Yes.

6 Q. Approximately how many times?

7 A. I think two.

8 Q. Do you recall what grade you were in when you participated  
9 in them?

10 A. No, not specifically.

11 Q. Okay. Do you recall whether it was high school or middle  
12 school?

13 A. Oh, it was high school.

14 Q. And do you recall where you participated in the naked  
15 runs?

16 A. Meadowood and St. Paul's.

17 Q. And what is Meadowood?

18 A. It's a park near St. Paul's in, like, Lutherville.

19 Q. What is St. Paul's?

20 A. It's another private school.

21 Q. Is it near Gilman?

22 A. Not really. It's in, like, Lutherville.

23 Q. Okay. Do you recall who else was present during the naked  
24 runs?

25 A. For the ones I partook in, not completely. Yeah. I think

1 James was there.

2 Q. James Schloeder?

3 A. James Schloeder.

4 Q. Okay.

5 A. I think Grant Matthews was there. But I think other than  
6 that I can't completely say for certain.

7 Q. Okay. How about ██████████, do you recall him being  
8 there?

9 A. Not for the ones I partook in, but I'm not sure.

10 Q. Okay. How did you get there to Meadowood and St. Paul's?

11 A. Mr. Bendann drove us.

12 Q. And whose idea was it to go to each of those locations and  
13 run naked?

14 A. It was his.

15 Q. And do you recall, like, specifically how he would bring  
16 it up? Or what he would say?

17 A. Typically, if he had, like, picked us up from somewhere it  
18 was kind of like a, I did for you so like this is, like, what  
19 you have to do back, I guess.

20 Q. What time of day or night do you recall participating in  
21 these naked runs?

22 A. It was at night like -- like at least past 10:00 p.m.  
23 definitely.

24 Q. Anyone else around at the two locations when the naked  
25 runs were done?

1 A. No.

2 Q. Could you see what Mr. Bendann was doing while you were  
3 actually running?

4 A. No.

5 Q. Was he there while you were running?

6 A. Yes.

7 Q. Approximately how long would you be running at those  
8 locations?

9 A. Not that long those times. It was like maximum, like, 30  
10 seconds.

11 Q. Okay. Once you got to each of those locations to run, do  
12 you recall at what point you and your friends took your clothes  
13 off?

14 A. I think we would just get out of the car and then kind of  
15 just like throw your clothes and then run.

16 Q. And then what happened after the run?

17 A. He would just drive us to wherever we were supposed to --  
18 we were going I guess.

19 Q. And when you got back to the car, were you permitted to  
20 get dressed?

21 A. Yes.

22 Q. Do you recall a particular occasion during one of those  
23 runs where one of the other friends who was present went to get  
24 his clothes on in the car?

25 A. No.

1 Q. Okay. For both of the occasions that you ran, were they  
2 both for rides from Mr. Bendann, do you recall?

3 A. I think so.

4 Q. And you mentioned that it was typically for a ride home,  
5 from where would you and your friends typically need a ride  
6 home from?

7 A. Sometimes, like, a party or something. Then I think just,  
8 like, if we go to dinner or something they would drive us.

9 Q. And so the ride home from the party, Mr. Bendann would  
10 pick you and your friends up from a party?

11 A. Yes.

12 Q. And drive each of you home?

13 A. Yes, or wherever we were staying.

14 Q. Did you ever hear from Mr. Bendann when he could not get  
15 in touch with [REDACTED]?

16 A. Yes.

17 Q. Can you tell us about that?

18 A. There was multiple occasions where Mr. Bendann would text  
19 me and say, like, "Where's [REDACTED]," or "[REDACTED] isn't answering.  
20 Tell him to answer me." And so I would text [REDACTED], and he  
21 wouldn't answer all the time. But I basically was, like, kind  
22 of the middleman.

23 Q. Do you recall whether this was in high school or after  
24 high school?

25 A. This was in high school.

1 Q. Do you recall whether Mr. Bendann had a nickname for [REDACTED]  
2 [REDACTED]?

3 A. Yes.

4 Q. What was it?

5 A. He would call him [REDACTED] or [REDACTED].

6 MS. HAGAN: Court's indulgence. Your Honor, I have  
7 nothing further for Mr. Witherspoon, thank you.

8 THE COURT: Cross-examination?

9 MR. PROCTOR: Can I have one second, please, Judge?

10 THE COURT: Yep.

11 (Counsel conferring.)

12 CROSS-EXAMINATION

13 BY MR. PROCTOR:

14 Q. Good morning, sir.

15 A. Good morning.

16 Q. So you finished by saying that Mr. Bendann's nickname for  
17 [REDACTED] was [REDACTED], right?

18 A. (No response.)

19 Q. You need to answer --

20 A. Yes, sorry.

21 Q. What nickname did you have for Mr. Bendann?

22 A. I -- there was a few.

23 Q. Rice eater spring to mind?

24 A. Yes.

25 Q. And that was a comment, it wasn't like every time you went

1 out to eat he ordered fried rice, right? That was a comment on  
2 his Asian heritage, wasn't it?

3 A. Yes.

4 Q. And, in fact, you were at Gilman for a while, 12 years?

5 A. Thirteen.

6 Q. And you played sports?

7 A. Yes.

8 Q. What sports did you play?

9 A. Volleyball, hockey, and lacrosse.

10 Q. And within Gilman in general, and Gilman sports in  
11 particular, it wasn't a place to be openly gay, was it?

12 A. No.

13 Q. It wasn't a place where someone would be comfortable  
14 sharing that they were in a same-sex relationship, was it?

15 MS. HAGAN: Objection.

16 THE COURT: Private channel. Ladies and gentlemen, if  
17 you want to take a stretch, feel free to stand up and stretch  
18 your legs for a second while we have this discussion outside  
19 your hearing and then you can resume your seats.

20 (Whereupon, the following conference was held at the  
21 bench:)

22 THE COURT: Ms. Hagan.

23 MS. HAGAN: Your Honor, it calls for speculation for  
24 Mr. Witherspoon to testify about what someone would think or  
25 feel. Secondly, Your Honor, I don't know if the someone that

counsel is referring to is Mr. Bendann or [REDACTED]. If he's referring to [REDACTED], I think that once again that question is not permissible in light of the court's ruling regarding the Rule 412 issue.

**THE COURT:** Overruled.

I take the question as being directed in context at the sexual preference of the Defendant, not the alleged victim, so accordingly 412 is not applicable. And, it is a theme that has been sufficiently established by other evidence and by the direction that the defense has indicated that they're going, and not to mention just their entitlement with respect to this given the number of witnesses affiliated with the Gilman School who are adverse to the Defendant, that there was a collaboration among people affiliated with the school to -- against the Defendant. And I think the defense is entitled to explore the possible motivations for the bias that they are contending existed and that they're going to try to persuade the jury of. And, the fact that it might be rooted in the Defendant's race or sexual preference.

(Whereupon, the bench conference was concluded.)

**MR. PROCTOR:** While I'm here, can I have one minute to talk with Mr. Nieto?

**THE COURT:** Yes.

(Counsel conferring.)

**THE COURT:** Overruled. You may inquire.



1 BY MR. PROCTOR:

2 Q. Do you remember the question before we left off?

3 A. Something about being comfortable being openly gay, yes.

4 Q. Right. And the question was, that sort of thing didn't  
5 happen at Gilman, did it?

6 A. There were openly gay students.

7 Q. Did they tend to play sports?

8 A. No.

9 Q. And you, yourself -- well, are you aware that  
10 Mr. Schloeder provided to the Government a series of text  
11 messages in which he participated?

12 A. Yes.

13 Q. And one of those was with you, wasn't it?

14 A. There was a group chat, I believe.

15 Q. Does your phone number end in --

16 A. 7801 --

17 THE COURT: Private channel.

18 (Whereupon, the following conference was held at the  
19 bench:)

20 THE COURT: Mr. Proctor, the Government didn't object  
21 but I'm not happy. I ruled very specifically on the 412 issue  
22 that the context of your earlier question was an inquiry in  
23 relation to your client and his sexual preference. You then  
24 very smoothly proceeded on with the questioning and directed  
25 the witness to the comfort level of students with respect to

1 their sexual preference, elicited from the witness an answer  
2 that there were openly gay students at the school. And then  
3 your next question was, yeah, but they didn't participate in  
4 sports, right? To which the -- with which the witness agreed.

5 The Government didn't object. I would have sustained it  
6 in a heartbeat if they had. But I also think that it was your  
7 straying into the zone that 412 clearly precluded you from  
8 entering, and that is the sexual preference of the victim in  
9 this case. The background and testimony here is that he is  
10 involved in sports, and I believe that that was your purpose.  
11 Don't do it again. Next question.

12 (Whereupon, the bench conference was concluded.)

13 **THE COURT:** Next question, Mr. Proctor.

14 **MR. PROCTOR:** Thank you.

15 **BY MR. PROCTOR:**

16 **Q.** The naked running that you testified to, do you remember  
17 that a few moments ago?

18 **A.** Yes.

19 **Q.** Was anyone inebriated during these naked runs?

20 **A.** Yes. Yes.

21 **Q.** All of the kids? Some of them?

22 **A.** I don't think all of them were on the two times I referred  
23 to.

24 **Q.** Okay. And I been to Meadowood at night, it's dark, right?

25 **A.** Yes.

1 Q. I been to St. Paul's at night, it's dark too; isn't it?

2 A. Yes.

3 Q. And it was your testimony, was it not, that you didn't  
4 even know where Mr. Bendann was standing, did you?

5 A. No.

6 Q. You don't know if he could see or what he could see, do  
7 you?

8 A. No.

9 MR. PROCTOR: One more second, please, Judge.

10 THE COURT: Yes.

11 (Counsel conferring.)

12 MR. PROCTOR: Nothing further, thank you.

13 THE COURT: Redirect.

14 REDIRECT EXAMINATION

15 BY MS. HAGAN:

16 Q. Mr. Witherspoon, the nickname that you were asked about  
17 with respect to Mr. Bendann, would he use that as well when you  
18 went out to eat?

19 A. No.

20 Q. Was that something that was said in his presence?

21 A. Yes.

22 Q. As a joke?

23 A. Yes.

24 Q. So it was something he knew?

25 A. Yes.

1 Q. And with respect to the runs, would Mr. Bendann stay in  
2 his car?

3 A. I don't remember.

4 Q. Okay. Both times did Mr. Bendann drive you and your  
5 friends there for the runs?

6 A. Yes.

7 Q. And you were asked about whether or not you or any of your  
8 friends were inebriated, do you recall whether or not any of  
9 these runs occurred after being picked up from parties?

10 A. One of them I'm not sure. I think the other one, yes.

11 MS. HAGAN: Nothing further, Your Honor.

12 THE COURT: May the witness be excused, ma'am?

13 MS. HAGAN: Yes. I'm sorry, Your Honor.

14 THE COURT: Mr. Proctor, may he be excused?

15 MR. PROCTOR: Yes, Your Honor.

16 THE COURT: Thank you, sir. You may depart. Next  
17 witness.

18 MS. MCGUINN: Government would next call DeAnna  
19 Komber.

20 THE COURT: DeAnna Komber.

21 Please come forward, ma'am. Walk all the way up to this  
22 flagpole, stop there, stop at the flagpole. Sorry. There you  
23 go. Turn to your left. That's right. Face our clerk right  
24 here, and raise your right hand.

25 (Witness sworn.)

1           **THE CLERK:** Thank you, ma'am. You may take a seat in  
2 the witness box. And for the record, ma'am, speaking directing  
3 into that microphone, can you please state and spell your first  
4 and last name.

5           **THE WITNESS:** DeAnna Komber-Hoyle, D-E-A-N-N-A.  
6 K-O-M-B-E-R-H-O-Y-L-E.

7           **THE COURT:** Spell your last name for me again, ma'am.  
8 Komber-Hoyle.

9           **THE WITNESS:** K-O-M-B-E-R-H-O-Y-L-E.

10          **THE COURT:** Thank you, ma'am. Your witness.

11                           **DIRECT EXAMINATION**

12 **BY MS. MCGUINN:**

13 **Q.** Good morning, ma'am. Ma'am, what is your business  
14 address, please?

15 **A.** 825 Dulaney Valley Road, Towson, Maryland 21204.

16 **Q.** And what business is located at that address?

17 **A.** Apple.

18 **Q.** And you work for Apple?

19 **A.** I do, yes.

20 **Q.** What is your job title?

21 **A.** I'm store manager.

22 **Q.** And how long have you worked for Apple?

23 **A.** Almost 10 years.

24 **Q.** Have you always worked at the store in Towson?

25 **A.** I have, yes.

1 Q. Can you tell us a little bit about how one becomes a sales  
2 manager at Apple?

3 A. Well, you go through some intense training. You have to  
4 have experience in order to be a manager. And I oversee, you  
5 know, hundreds of people.

6 Q. Okay. And specifically as to that training, can you walk  
7 us through some of the training that you went through and when  
8 that was?

9 A. Uh-huh. I actually, when I started with the company in  
10 January of 2015 you go through a couple weeks of intense  
11 training learning product, learning how the systems work. And  
12 then I was sent away for another few weeks in Miami to actually  
13 do managerial training to understand, you know, proper policies  
14 and procedures.

15 Q. Okay. And what are some of your job responsibilities as a  
16 store manager at Apple?

17 A. I oversee the daily operations of the entire store.  
18 Taking care of the customers, taking care of the team as well  
19 as directly I oversee the Genius Bar and trouble shooting the  
20 devices.

21 Q. For those of us who may not be familiar with that term,  
22 can you explain what is the Genius Bar in terms of Apple?

23 A. So when a customer has an issue with the device they  
24 actually come to the store and we actually, you know, do  
25 diagnostics on the devices and actually, you know, try to find

1 out what's going on with it in order for them to leave with a  
2 better device.

3 Q. So you handle queries from customers regarding their Apple  
4 devices?

5 A. Yes.

6 Q. Are some of those devices such as an iWatch or an Apple  
7 watch?

8 A. The Apple watch, yes.

9 Q. Yes, ma'am. And Apple phone?

10 A. Yes.

11 Q. And iPad?

12 A. IPad, Mac.

13 Q. Mac, okay. And in these almost 10 years that you've been  
14 with Apple, have you become familiar with these devices and how  
15 they function?

16 A. Yes.

17 Q. Did you undergo or do you undergo specific training for  
18 new devices as they come out from Apple?

19 A. We do, yes.

20 Q. What about operating system or IOS, the internal operating  
21 system of Apple devices?

22 A. Yes, we do.

23 Q. How would you describe Apple's policy or standard in terms  
24 of their concerns with privacy for their customers?

25 A. We're very much about privacy, you know, about devices and

1 protecting our customers.

2 Q. When you are working with a customer that comes into your  
3 store, are you able to access their entire iCloud and all of  
4 their files when you're working within their device?

5 A. I can only do that if they actually sign in on the device  
6 or sign into iCloud.

7 Q. Okay. Speaking of that, I'm going to ask you a couple of  
8 Apple vocabulary words, okay?

9 A. Sure.

10 Q. What is an Apple ID?

11 A. That's actually their email address that actually  
12 distinguishes them and gives them the rights to be able to sign  
13 in in a secure way.

14 Q. Does it have to be an icloud.com type of email?

15 A. No. It does not. It just has to be an email address.

16 Q. What is iMessage?

17 A. iMessage is when a customer wants to speak to another  
18 Apple customer, it actually goes through an iMessage.

19 Q. What is DSID?

20 A. So that typically is your displayed server ID. It  
21 actually distinguishes the actual user on the device.

22 Q. Is a DSID unique to each user of Apple products?

23 A. It is, yes. It's assigned automatically.

24 Q. And you mentioned this, what is the iCloud?

25 A. The iCloud is actually a temporary storage system.



1 Q. And I realize it's somewhat obvious in this day and age,  
2 but when you see a storage system, can you explain a little bit  
3 about what you mean?

4 A. Yeah, you can actually temporarily, you know, save things  
5 on your devices such as photos, notes, messages, reminders,  
6 calendar.

7 Q. Okay. And what is the difference between saving them in  
8 your iCloud versus saving them on your iPhone?

9 A. So iCloud is just a temporary storage for them so that way  
10 you can back up your device. If for some reason something  
11 should happen to your device, you'd be able to pull that  
12 information back to your device.

13 Q. What does it mean to back up your Apple device, as you  
14 mentioned?

15 A. So that means that you actually go into your device, you  
16 set it up in settings to actually back it up. Meaning, it's  
17 going to put whatever information you would specify from your  
18 device into the iCloud.

19 Q. So if I came to your store with my old iPhone and wanted  
20 to buy one of the new versions, how does backing up my phone or  
21 how does that work so that my new phone functions like my old  
22 phone?

23 A. Typically your phone, once you have it set to backup it'll  
24 automatically back up, or you can force that backup and you can  
25 do that in your settings. So if you want to carry that

1 information onto a new device, you either would sign into the  
2 new device and actually use your Apple ID along with your  
3 private password and you would actually bring the contents over  
4 in that way, or you can transfer it wirelessly from one device  
5 to another.

6 Q. The key here is the Apple ID accesses your information  
7 from the cloud so you can go from one device to the next  
8 device?

9 A. Correct.

10 Q. What does it mean to sync an Apple device, to like sync  
11 your iPhone with your iPad?

12 A. So syncing is very similar to backing it up. It's  
13 actually -- you know, most the things that sync are going to be  
14 like your photos and your contacts. Meaning it'll show up on  
15 one device and then show up on the other device as well. But  
16 it has to be signed in under the same Apple ID and password in  
17 order for that information to sync.

18 Q. Is a sync and a backup the same thing?

19 A. Technically, no. Syncing means you're putting information  
20 on the one device. And backing it up means that you're saving  
21 it, you know, for temporary purposes. So technically when you  
22 sync an item you need to back it up as well.

23 Q. Is it possible to back up or sync an iPhone to a non-Apple  
24 device such as laptop or a Dell or Hewlett Packard or some  
25 other non-Apple brand?

1 A. Yes, you can because you can pull up iTunes on a non-Apple  
2 brand and actually back up your phone, for example, to a  
3 computer that is not an Apple computer.

4 Q. Is that called a mobile backup?

5 A. It would be partially a mobile backup, yes.

6 Q. Are you familiar with the photo library on Apple iPhones?

7 A. Yes.

8 Q. And as part of your role in customer service, do you often  
9 deal with customers who have questions about their photo  
10 library and accessing their images and videos?

11 A. Absolutely, every day.

12 Q. When a person takes a photograph, with their iPhone I  
13 should say, where does it go in the phone?

14 A. It actually goes into their photo library, into their  
15 recent album.

16 Q. Let's say, for example, as I stand here I took a photo of  
17 Judge Bredar, where would that photo go in my iPhone?

18 A. It would go into your recent photos.

19 Q. Let's say I realize that was probably not smart on my  
20 behalf, and I decided I wanted to delete that photo out of the  
21 recent album, where would that photo go?

22 A. Then it would go into the deleted album.

23 Q. Is there a way to then remove it from that deleted album?  
24 For example, I realized that was a real bad idea and I want it  
25 off my device completely?

1 A. Yeah, so you can delete the deleted album.

2 Q. So tell me what that looks like, and what do you mean by  
3 delete the deleted?

4 A. So there's an album called deleted album. You would  
5 actually go into that album, you can either recover the photo  
6 at that point or you can delete the photo again and it would  
7 permanently delete it off of the device.

8 Q. Let's say it's sitting in the deleted photos, but I never  
9 went back in to get rid of it real quickly, would it stay there  
10 forever?

11 A. No, it actually will remove itself within 30 days  
12 typically.

13 Q. Okay. And then it would be gone permanently?

14 A. Then it actually, yes, it would delete off of the phone,  
15 but it also will delete it out of the iCloud.

16 Q. Okay. In that 30-day period while it's sitting in the  
17 deleted folder and I don't do anything else, can I access it  
18 through my iCloud, through the storage?

19 A. You cannot, no.

20 Q. Can I recover that photo within the iPhone device itself  
21 ever after I double deleted it? Meaning, I deleted it, it's in  
22 the deleted folder, and I went in and manually deleted it  
23 again?

24 A. No, you would not be able to.

25 Q. If I came to you in customer service and explained that,

1 what I just did, that I took a photo of Judge Bredar, I deleted  
2 it, and I deleted it the second time, would you be able to  
3 access it?

4 A. I personally would not be able to, no.

5 Q. How does Apple clean or erase the media that's set to be  
6 deleted within a device or in the iCloud?

7 A. Everything is done by coding. So typically if you delete  
8 something from your device and it moves into a deleted file,  
9 and then you delete it again, it could move into another coded  
10 file temporarily. And it does that in order to move the data  
11 around to make room, you know, for what's going on your device  
12 or what's leaving.

13 Q. To make room for, like, your new photos or your new  
14 videos --

15 A. Correct.

16 Q. -- or whatever else you might want to put on your phone?

17 A. Correct.

18 Q. Okay. Can we pull up Government's 100, please.

19 Ma'am, you've seen this actual screenshot, this has been  
20 shown to you before?

21 A. Uh-huh. Yes.

22 Q. And that blue-boxed folder that says "expunged," what is  
23 the expunged for?

24 A. So that is a temporary file. So any time you delete  
25 something it actually will move it into the expunged file.

1 That is actually set up automatically through Apple through  
2 coding processes. And then the expunged file will auto-delete  
3 itself typically up through 40 days or until you actually back  
4 up your device again and it gets rid of any of that data.

5 Q. This expunged folder as it's called, is this something  
6 that is within the iPhone device itself?

7 A. No.

8 Q. Where is an expunged folder found?

9 A. It's actually in iCloud but, like, I could not get to it  
10 because it's actually a special coding.

11 Q. Okay.

12 A. That the only way to get to that would be through a data  
13 recovery process.

14 Q. A data recovery process?

15 A. Uh-huh.

16 Q. Okay. And I think you said this, but is this something,  
17 the expunged folder, is this something that the user sets up  
18 within the iCloud?

19 A. No, it's automatically assigned.

20 Q. Can a user go into their iCloud and see this expunged  
21 folder there?

22 A. No.

23 Q. What is the significance of media that's sitting in the  
24 expunged folder when it's on the user's iCloud, like as  
25 demonstrated in this screenshot here?

1 A. Well, it moves out of the deleted file into there as a  
2 temporary hub until it actually deletes permanently.

3 Q. Would you expect to find anything that's in that expunged  
4 folder, old photos or apps or videos files, would you expect to  
5 find those on the Apple device that created them once they're  
6 in that expunged folder?

7 A. It would not be on the Apple device, no, because it would  
8 have been deleted off of the device. That's how it gets to the  
9 expunged.

10 Q. I think you said this, but what happens ultimately once  
11 the media or photos or apps or whatever in the expunged folders  
12 are moved out and deleted, where do they go?

13 A. So the expunged folder typically lasts no more than 40  
14 days. But typically, when you back up your devices again,  
15 backups are layers so they just layer on top of each other.  
16 And eventually, based on the storage capacity that you have in  
17 your iCloud, you can only hold so much data so that expunged  
18 file empties as you're deleting things.

19 And as you continue to backup, you know, that's where it  
20 actually purges everything.

21 Q. So I'm going to use my example. I take my photo of Judge  
22 Bredar, it's on my iPhone and I delete it, and then I go in my  
23 deleted folders and I delete it again.

24 A. Correct.

25 Q. Where is it now in my iCloud now that I've deleted it off

1 of my iPhone device entirely?

2 A. It actually moves into your expunged file.

3 Q. Let's say I don't back up or sync that iPhone at all, how  
4 long will that now, I'll call the double-deleted photo of Judge  
5 Bredar, sit in the expunged folder?

6 A. It could stay there typically up to 40 days.

7 Q. What if I back up my phone or sync it a day, two days, a  
8 week after I've now double-deleted this photo?

9 A. Depending on your storage space it could still stay there  
10 and/or move out completely deleting it forever.

11 Q. After that approximate 40-day time, that window that you  
12 said it could be up to 40 days, after that time comes up, where  
13 does the photo go?

14 A. It is gone. It deletes.

15 Q. Gone forever?

16 A. Yes.

17 **THE COURT:** Why does it matter that you are updating  
18 the telephone or the smartphone given that the files are in the  
19 expunged -- that the items are in the expunged file? I thought  
20 they had left the phone.

21 **THE WITNESS:** Well, no, because as you update your  
22 devices you have storage space, so you can save multiple  
23 backups. So you can have more than one backup that is saved.  
24 Typically when you're setting up your phone, it'll give you a  
25 choice of backups that you have actually made that you can



1 actually, you know, previously restore your device to. And it  
2 may have some of that information that was deleted. It  
3 actually houses it for a short period of time.

4 **THE COURT:** Next question.

5 **MS. MCGUINN:** Court's indulgence, Your Honor.

6 Your Honor, I have no other questions.

7 **THE COURT:** Cross?

8 **MR. PROCTOR:** Thank you, sir.

9 **CROSS-EXAMINATION**

10 **BY MR. PROCTOR:**

11 **Q.** Good morning, ma'am.

12 **A.** Good morning.

13 **Q.** I just want to make sure I understand something correctly.  
14 I take a photo today, okay, then I'm looking through my photo  
15 album and I think, that wasn't a good photo, and I hit delete.  
16 While I'm in my photo album I'm looking back and I find one  
17 from 2015 because I -- I'm on, like, my sixth version of  
18 iPhone, and I delete that. And then another one from, say,  
19 2019 where I think I've got bad hair and I think I don't ever  
20 want to see that again.

21 As I delete those, they all go into the deleted folder,  
22 right?

23 **A.** Correct.

24 **Q.** And that will typically be there for 30 days or so, right?

25 **A.** Correct.

1 Q. I go into my deleted folders and I think, time to go; or  
2 I'm running out of space, I'm getting that message, you're at  
3 94 percent storage full. So I delete it again. At that point,  
4 all three would go to the expunged folder, right?

5 A. Correct.

6 Q. And they might sit there for 40 days or so is your  
7 testimony?

8 A. Uh-huh.

9 Q. So my question is, what's in the expunged folder, the  
10 clock starts ticking from when it was expunged not from when  
11 the photo was taken, fair to say?

12 A. Correct.

13 MR. PROCTOR: That's all I have.

14 THE COURT: Redirect?

15 MS. MCGUINN: Nothing, Your Honor.

16 THE COURT: May the witness be excused?

17 MS. MCGUINN: She is, Your Honor.

18 THE COURT: May she be excused?

19 MR. PROCTOR: Yes, sir.

20 THE COURT: Ma'am, you are excused, and you may  
21 depart.

22 Ladies and gentlemen of the jury, it's time for our  
23 morning recess. During this recess do not discuss the case  
24 with anyone. Do not discuss it even among yourselves. Do not  
25 allow yourselves to be exposed to any news articles or reports

1 that touch about the case or the issues that it presents, or  
2 any articles or reports that relate to any of the participants  
3 in the case. Avoid all contact with any of the participants in  
4 the trial. Do not make any independent investigation of the  
5 law or the facts of the case. Do not look up anything related  
6 to the case or its participants on the internet. Do not  
7 consult an encyclopedia or a dictionary. We will resume at  
8 11:50. Ten minutes before noon. Take the jury out.

9       **THE CLERK:** All rise for the jury.

10       (Jury exits at 11:37 a.m.)

11       **THE COURT:** Who's next?

12       **MS. HAGAN:** Detective Shannon Markel.

13       **THE COURT:** 11:50.

14       **THE CLERK:** All rise. This Honorable Court now stands  
15 in recess.

16       (A recess was taken from 11:38 a.m. to 11:55 a.m.)

17       **THE COURT:** Are we ready for the jury, Ms. McGuinn?

18       **MS. MCGUINN:** Yes, Your Honor.

19       **THE COURT:** Bring them in.

20       And our witness.

21       **MS. HAGAN:** Detective Shannon Markel, Your Honor.

22       **THE COURT:** How long will she be on direct?

23       **MS. HAGAN:** Approximately 40 minutes.

24       (Jury enters at 11:56 a.m.)

25       **THE COURT:** Please come forward, ma'am. All the way

up here by the flagpole. You can stop there. Be seated,  
please.

The Government will call their next witness.

**MS. HAGAN:** The Government's next witness is Detective  
Shannon Markel.

**THE COURT:** Shannon Markel. Please stand and raise  
your right hand.

(Witness sworn.)

**THE CLERK:** You may be seated. And speaking directly  
into that microphone, can you please state and spell your first  
and last name.

**THE WITNESS:** Yes. It's Corporal Shannon Markel.  
First name S-H-A-N-N-O-N. Last name is Markel, M-A-R-K-E-L.

**THE CLERK:** Thank you.

**THE COURT:** Your witness.

**DIRECT EXAMINATION**

**BY MS. HAGAN:**

**Q.** Good afternoon, Detective Markel?

**A.** Good afternoon.

**Q.** Detective Markel, how are you employed?

**A.** Currently with Baltimore County Police Department.

**Q.** How long have you been with the Baltimore County Police  
Department?

**A.** Seventeen years.

**Q.** Can you tell us what your current assignment is with the

1 Baltimore County Police Department?

2 A. Sure. Currently I am a corporal in the Patrol Division  
3 Precinct 6, Towson.

4 Q. Can you walk us through your current assignment, your  
5 responsibilities, and then what your previous assignments have  
6 been while a detective at the Baltimore County Police  
7 Department?

8 A. Sure. So currently I am a corporal, so I am a supervisor  
9 on the Patrol Division. Previously -- so I was promoted in  
10 January 2024 to the rank of corporal.

11 Previously I was assigned as a detective to the Criminal  
12 Investigations Bureau. I worked at the Crimes Against Children  
13 Unit between 2019 to 2024.

14 Prior to that I was assigned to the Violate Crimes Unit,  
15 also in the Criminal Investigations Bureau, and that was  
16 between 2015 to 2019.

17 And then prior to that I was assigned to patrol-level  
18 investigations. And then basic patrol after my graduation from  
19 the academy.

20 Q. Okay. I'm going to direct your attention, Detective  
21 Markel, to January 21st, 2023, did you become aware of a report  
22 that was made to the Baltimore County Department of Social  
23 Services regarding a teacher at the Gilman School in Baltimore?

24 A. Yes.

25 Q. And in response, to whom did the Baltimore County

1 Department of Social Services report this information?

2 A. To the Baltimore County Police Department.

3 Q. And were you assigned as primary detective on this  
4 particular case?

5 A. Yes.

6 Q. As part of the investigation and follow-up, was a forensic  
7 interview conducted with a former student?

8 A. Yes.

9 Q. Where was that interview conducted?

10 A. It was at the Baltimore County Child Advocacy Center.

11 Q. When was it conducted?

12 A. It was conducted on January 30th, 2023.

13 Q. And while at the Child Advocacy Center for this forensic  
14 interview, did the former student provide his cell phone and  
15 iPad to the detectives and consent to an extraction of these  
16 devices?

17 A. Yes.

18 Q. And who conducted the extraction of the cell phone and  
19 iPad?

20 A. Detective Andrew Carns with the Baltimore County Police.

21 MS. HAGAN: Your Honor, at this time the Government  
22 would move into evidence a stipulation, a Government  
23 Exhibit Number 96, pertaining to the extraction that was  
24 performed of those two devices by Detective Andrew Carns of the  
25 Baltimore County Police Department.

1           **THE COURT:** Do you have a written copy of it?

2           **MS. HAGAN:** I do, Your Honor.

3           **THE COURT:** Hand it to the clerk.

4           And, Mr. Proctor, is this your stipulation?

5           **MR. PROCTOR:** Yes, sir; it is.

6           **THE COURT:** And, Ms. Hagan, are you requesting that  
7 this stipulation be read at this time?

8           **MS. HAGAN:** No, Your Honor. Given its length, I can  
9 either read it after Detective Markel's testimony or at another  
10 opportunity.

11           **THE COURT:** All right. That's fine. This will be  
12 received as stipulation number one. The clerk will so mark it.

13           Ladies and gentlemen, a stipulation is an agreement  
14 between the two sides in the case, between the Government and  
15 the Defendant, that something is true. Anything that's the  
16 subject of a stipulation you are to take as having been proven  
17 it's true, both sides agree that it's true.

18           And it's up to the proponent at the moment to determine  
19 when they want the stipulation read or whether they want it  
20 read. Ms. Hagan has indicated her preference that it be read  
21 later, so we're not going to read the stipulation to you now.

22           But you heard us referring to a stipulation. It's the  
23 first time that's happened during this trial. I wanted to  
24 explain to you what a stipulation is.

25           Next question.

1 MS. HAGAN: Thank you.

2 BY MS. HAGAN:

3 Q. Detective Markel, did you have an opportunity to review  
4 the contents of the extractions that were performed on the cell  
5 phone and the iPad that were turned over after this interview?

6 A. Yes.

7 Q. Based on your review of the materials, did you seek a  
8 search warrant for certain locations and a person?

9 A. Yes, based on the review of the contents as well as the  
10 observation of the interview.

11 Q. Can you identify the person and the locations for which  
12 you obtained a search warrant?

13 A. Sure. The search warrant was obtained for the person of  
14 Christopher Kenji Bendann as well the address of 115 Stanmore  
15 Road, Baltimore, Maryland, 21212, as well as a 2009 Honda CRV  
16 bearing Maryland tag 1AK6146 which was registered to  
17 Mr. Bendann.

18 Q. And the 115 Stanmore Road address, was that the  
19 then-current MVA address for Mr. Bendann?

20 A. Yes.

21 Q. And did the search warrants that you obtained also  
22 authorize the search and seizure of additional electronic  
23 devices?

24 A. Yes.

25 Q. And were you, in fact, granted search warrants for the



1 person of Mr. Bendann, his residence, and his vehicle?

2 A. Yes.

3 Q. When was the search warrant executed?

4 A. On February 3rd, 2023.

5 Q. And approximately what time February 3rd, 2023 were the  
6 search warrants executed?

7 A. 5:20 a.m.

8 Q. Who, if anyone, was present at the residence when the  
9 search warrant was executed?

10 A. Members of the Baltimore County Police Department as well  
11 as the FBI and one canine officer from Frederick County.

12 Q. How about non-law-enforcement individuals, any residents  
13 of the home?

14 A. Yes, Mr. Christopher Bendann.

15 Q. Can you please describe the type of residence?

16 A. Sure. It was a three-story, brick townhome.

17 Q. How many levels?

18 A. Three stories.

19 Q. And did it appear that anyone other than Mr. Bendann lived  
20 at that residence?

21 A. No.

22 Q. I'm going to show you Government Exhibit 36.

23 Can you identify Government Exhibit 36?

24 A. Yes. That's the front door of the residence.

25 Q. Now, you indicated that Baltimore County law enforcement

1 was present and also FBI. Why did you have the FBI present?

2 A. So, various reasons. One being that we had indication  
3 that there could be destruction of evidence and the FBI has  
4 tools available to them that can extract those evidence onsite.  
5 And we also believed that this would be a multi-jurisdictional  
6 investigation, so they were also present for that regard.

7 Q. And during the search warrant's execution, are  
8 investigators assigned roles and certain tasks?

9 A. Yes.

10 Q. Can you describe them?

11 A. Sure. So we will have a searching officer -- so and  
12 usually multiple people will be assigned that role for  
13 searching and seizing. We will have a recording officer who  
14 writes down all items that are seized. We will have a  
15 photographer who takes entry and exit photographs of the  
16 residence and photographs any evidence that's located. And  
17 then we also have a sketch -- someone who is assigned to sketch  
18 essentially the layout of the residence. It's a not-to-scale  
19 sketch of the house.

20 Q. What was your role on this occasion?

21 A. I was a seizing officer.

22 Q. Can you walk us through the procedure as to how the search  
23 warrant was executed on this particular occasion?

24 A. Sure. This search warrant was a knock and announce search  
25 warrant. Upon entry to the home, the residence was -- a

1 protective sweep was done and essentially what that means is  
2 that we will go throughout the house and try to locate any  
3 other occupants or any other threats that might be in the home.  
4 Anybody who's located will be brought to a common area of the  
5 house. Once --

6 Q. That was Mr. Bendann?

7 A. Mr. Bendann in this occasion, yes, was brought to a common  
8 area of the home.

9 After the location is secure, we will letter, we will  
10 have -- essentially, like, the rooms are going to be lettered  
11 in alphabetical order so we have printouts of alphabets. We  
12 will tape them to each room to indicate which room is which,  
13 and then photographs are taken upon entry just to depict the  
14 state of the home prior to searching. And then a thorough  
15 search is conducted. Any items that are located are  
16 photographed in place, and then they're taken to the recording  
17 officer who records those items, and then they're placed in  
18 sealed envelopes.

19 After a thorough search is conducted we will take exit  
20 photographs again to depict the way that the residence is left  
21 upon our exit.

22 Q. Okay. I'm going to show you Government's Exhibit 37.

23 Can you describe what Government Exhibit 37 depicts?

24 A. Sure. That's the living room of the residence.

25 Q. And the door that was depicted in Government's Exhibit 36

1 from the outside, is that the same door?

2 A. Yes.

3 Q. Showing you Government's Exhibit 38.

4 A. Yes.

5 Q. What's depicted in 38?

6 A. That's the living room and then the background in the  
7 dining room and to the left that entryway is to the kitchen.

8 Q. And so the front door to the residence would be off of  
9 Government's Exhibit 38 to the left corner; is that a fair --

10 A. Yeah, to the rear left corner.

11 Q. Okay. And showing you Government's Exhibit 39.

12 A. Yeah, so that was a desk that was located in the corner of  
13 the living room to the right corner of the living room.

14 Q. So I'm just going to go back to Government Exhibit 38. Is  
15 part of that desk visible in Government's Exhibit 38?

16 A. Yes, ma'am. Over to the right-hand side just prior to the  
17 dining room.

18 Q. Okay. Moving on to Government Exhibit 40.

19 What is that?

20 A. That's a Dell laptop that was located on that desk.

21 Q. And was that Dell laptop seized?

22 A. Yes.

23 Q. What was done with it?

24 A. It was turned over to the FBI for further analysis.

25 Q. I'm going to show you a physical item, Government's

1 Exhibit 85.

2 You can take a look at the contents and outer markings of  
3 Government's Exhibit 85 and tell us if you recognize it?

4 A. Yes, this is that item.

5 Q. When you say "that item," is it the item that's depicted  
6 in photo Government's Exhibit 40?

7 A. Yes, ma'am.

8 Q. And that was seized on that particular date and turned  
9 over to the FBI?

10 A. Yes.

11 Q. Showing you Government's Exhibit 42 -- I'm sorry, 41, 41.  
12 What's depicted in Government's Exhibit 41.

13 A. This is the dining room of the residence and you can also  
14 see that it's labeled as room B.

15 Q. Is that label, the letter B, is that what you were  
16 describing previously how each room in the home is labeled?

17 A. Yes.

18 Q. And why is that done?

19 A. So we label the rooms in that fashion so that there's no  
20 confusion as to which room an item is located in. Most homes  
21 have multiple bedrooms so it's just easier to identify the room  
22 with the letter.

23 Q. And the entryway to go back into the living room, the  
24 archway, is that depicted at all in Government Exhibit 41, just  
25 to orient us to where this room is in relation to the living

1 room?

2 A. Sure, yes, it's to the right side of the picture there.

3 Q. So that would take us back to the living room where the  
4 desk was located?

5 A. Correct.

6 Q. Showing you Government's Exhibit 42.

7 What is depicted in Government's Exhibit 42.

8 A. It's the kitchen of the residence and again it's labeled  
9 room -- letter C.

10 Q. Where is the kitchen in relation to the dining room that  
11 we just looked at?

12 A. It's right next to it.

13 Q. Showing you Government's Exhibit 43.

14 What's depicted in Government's Exhibit 43?

15 A. This is the stairway leading to the upper level of the  
16 residence.

17 Q. Is this a stairway that one would encounter as you first  
18 walk into the front door of the residence?

19 A. Yes.

20 Q. Is the living room to the right?

21 A. Yes.

22 Q. Showing you Government's Exhibit 44.

23 What's depicted in Government's Exhibit 44?

24 A. So this is the landing at the upper level, the hallway  
25 area that is labeled as G. And then in the background on the

1 right side this doorway is going to be the master bedroom which  
2 we labeled as I. And then to the left is another bedroom that  
3 the letter is not indicated in this photo.

4 Q. Okay. So G is the actual foyer hallway area; is that  
5 right?

6 A. Correct.

7 Q. And then I is the room to the right?

8 A. That's correct.

9 Q. Is that the one that you described as the master bedroom?

10 A. That's correct.

11 Q. Is that Mr. Bendann's room to your knowledge?

12 A. Yes.

13 Q. And then the room to the left that has the colorful  
14 comforter, that was another bedroom?

15 A. That's correct.

16 Q. Showing you Government's Exhibit 45.

17 What does Government's Exhibit 45 depict?

18 A. The master bedroom, again, lettered I that we identified  
19 Mr. Bendann's bedroom.

20 Q. Showing you Government's Exhibit 46.

21 What is depicted in Government's 46?

22 A. It's an Apple iPhone on the nightstand next to the bed.

23 Q. So going back to Government's Exhibit 45 momentarily.

24 Is that phone depicted in Government's Exhibit 45?

25 A. Yes.

1 Q. Can you circle it for us on the screen?

2 A. (Witness complies.)

3 Q. Okay. Thank you.

4 Going back to Government's Exhibit 46, and what was done  
5 with Government's Exhibit 46?

6 A. So once it was located it was photographed in place, and  
7 then it was seized by me and it was brought to the common area  
8 to be recorded on the inventory sheet. After it was  
9 inventoried it was turned over to the FBI.

10 Q. I'm going to show you Government's Exhibit 82.

11 If you could take a look at the outer envelope of  
12 Government's Exhibit 82 and its contents and tell us if you  
13 recognize it?

14 A. Yes, this is that phone.

15 Q. And that phone meaning the one that is depicted in  
16 Government's Exhibit 46?

17 A. That is correct.

18 Q. And what was done with that item?

19 A. It was turned over to the FBI.

20 Q. Pulling up Government's Exhibit 47.

21 What is depicted in Government's Exhibit 47?

22 A. So this is a tote that was located underneath the bed in  
23 the master bedroom and it is a phone that was inside the tote.

24 Q. And so we're still in the same bedroom that was labeled

25 I --



1 A. Correct.

2 Q. -- of Mr. Bendann's room?

3 And you were describing it as a tote. Was this  
4 photographed as it was found or --

5 A. Yes.

6 Q. Okay. Just like that?

7 A. Yes.

8 Q. And showing you Government's Exhibit 48.

9 What does that depict?

10 A. Two cell phones in that tote.

11 Q. And Government's Exhibit 49?

12 A. Yes, that's those phones. Both -- looks like both  
13 iPhones.

14 Q. And both of them were in the plastic tote or bin that's  
15 also depicted there?

16 A. Correct.

17 Q. I'm going to show you Government's Exhibit 83 and 84.

18 Can you first start with Government's Exhibit 83 and tell  
19 us what that item is?

20 A. It's a white Apple iPhone.

21 Q. Is that one of the iPhones that's depicted in Government's  
22 Exhibit 49?

23 A. Yes, the one on the left.

24 Q. What was done with that item once it was seized?

25 A. It was turned over to the FBI.

1 Q. Then how about Government's Exhibit 84?

2 A. Yes, it is also the other phone that's depicted in the  
3 image there.

4 Q. And what was done with that particular cell phone?

5 A. It was also turned over to the FBI.

6 Q. Again, that's Government's Exhibit 84? Is that  
7 Government's Exhibit 84, Detective Markel?

8 A. I'm sorry, yes. Yes, it was. It is.

9 Q. Moving on to Government's Exhibit 50.

10 Can you please explain what's depicted in Government's  
11 Exhibit 50?

12 A. Yes. That's the other bedroom to the left of the master  
13 bedroom. It's labeled as room J.

14 Q. How about Government Exhibit 51?

15 A. This is an office room that was adjacent to that bedroom  
16 that you just saw. And this is -- the office was labeled as K,  
17 room K.

18 Q. Showing you Government Exhibit 52.

19 A. Yes. Again, that is the office, that is going to be the  
20 back wall, the other angle from the desk.

21 Q. Showing you Government Exhibit 53.

22 A. Yes, that's the lower portion of the bookshelf.

23 Q. Same room, room K?

24 A. Same room.

25 Q. In the office that you've been describing?

1 A. Yes.

2 Q. Government Exhibit 54.

3 A. Yes, to the right side of that same bookshelf you can see  
4 several journals. They were located in that room there, room  
5 K.

6 Q. Showing you Government Exhibit 55.

7 A. Those are the journals.

8 Q. Were those seized?

9 A. Yes.

10 Q. I'm going to show you Government Exhibits 87 through 93.  
11 Showing you first Government's Exhibit 87. Can you  
12 identify that, please?

13 A. Yes, it's a journal from the year 2015 to 2016.

14 Q. Is that one of the journals that was seized that you've  
15 identified in the prior photograph?

16 A. Yes.

17 Q. Showing you Government's Exhibit 88.

18 A. Yes, again this is a journal from the year 2016 to 2017  
19 and again it was seized from that office.

20 Q. And depicted in the photograph?

21 A. Yes.

22 Q. Showing you Government's Exhibit 89.

23 A. That is the journal from 2017 to 2018. It was located in  
24 room K and it was seized, it's located in that photograph.

25 Q. Showing you Exhibit 90.

1 A. This is a journal from 2018 to 2019, and again it is  
2 located in the photograph and was seized from room K.

3 Q. Government Exhibit 91.

4 A. A journal from 2019 to 2020. Again, it is located in this  
5 photograph here, and it was located in room K and seized.

6 Q. Government Exhibit 92.

7 A. So journal from 2020 to 2021. It is located in the  
8 photograph. It was located in the office room K, and it was  
9 seized.

10 Q. And Government Exhibit 93.

11 A. So this is a journal from 2021 to 2022 with an attached  
12 class schedule. And it was photographed in this photo here  
13 located in the office in room K.

14 Q. You've described them as journals, are they monthly day  
15 planners?

16 A. Yes.

17 Q. Showing you Government Exhibit 56.

18 What's depicted in Government's Exhibit 56?

19 A. Sure. So this is a storage area that was located in the  
20 basement underneath the basement steps.

21 Q. Showing you Government Exhibit 57.

22 A. Yes.

23 Q. What's depicted here?

24 A. So on the right there's a black Sony, I think it's Vaio  
25 laptop, that was located, was photographed in place and seized.

1 Q. I'm going to show you Government Exhibit 86.

2 Can you take a look at the outer box, its markings and the  
3 inside, and tell me what Government's Exhibit 86 is?

4 A. Yes. This is the Sony Vaio laptop that was located  
5 underneath the steps and seized.

6 Q. And what was done with that item?

7 A. It was turned over to the FBI.

8 Q. Other than the electronic devices that you've identified  
9 here, were there additional devices that were seized from the  
10 residence?

11 A. Yes.

12 Q. Was anything of evidentiary value located on them?

13 A. No.

14 Q. Showing you Government's Exhibit 58.

15 Can you please identify Government's Exhibit 58?

16 A. Sure. This was a photograph that was located inside the  
17 home.

18 Q. Government's 59.

19 A. These were also photographs located inside the home.

20 Q. Government's 60?

21 A. This was a photograph located inside the home.

22 Q. And Government's 61?

23 A. Another photograph located inside the home.

24 Q. What, if any, vehicles did you locate on the date of the  
25 search warrant execution?

1 A. Mr. Bendann's Honda CRV was parked in the rear of the  
2 residence on the parking pad.

3 Q. Was that the vehicle for which you had a search warrant?

4 A. Yes.

5 Q. And was it photographed in the location that it was found?

6 A. Yes.

7 Q. Showing you Government's Exhibit 62. Can you describe  
8 what is depicted in Government's Exhibit 62?

9 A. Yes. That's Mr. Bendann's silver Honda CRV with that  
10 Maryland tag 1AK6146 parked in the rear of the residence on the  
11 parked pad.

12 Q. Government's Exhibit 63.

13 A. It's a close up of the rear of the vehicle depicting the  
14 tag.

15 Q. Government's Exhibit 64.

16 A. That's the front of the vehicle, also depicting the  
17 registration.

18 Q. Government's Exhibit 65.

19 A. That's the interior of the front of the vehicle.

20 Q. Government's Exhibit 66.

21 A. That's the trunk of the vehicle.

22 Q. Government's Exhibit 67.

23 A. This is an image of the vehicle, the front of the vehicle  
24 after it was towed to our headquarters facility.

25 Q. Other than photographing the outside and inside of the

1 vehicle while it was still at the residence, was there anything  
2 else that was done before it was transported here to the bay?

3 A. No.

4 Q. Showing you Government's Exhibit 68.

5 A. That's the driver's side of the vehicle.

6 Q. Again this is inside the bay area of the police  
7 department?

8 A. Police headquarters, correct.

9 Q. Government's Exhibit 69.

10 A. That the interior driver's side door.

11 Q. Government's Exhibit 70.

12 A. That's the interior driver's side.

13 Q. Government's Exhibit 71.

14 A. Again, that's the interior driver's side.

15 Q. Government's Exhibit 72.

16 A. That's going to be the center console.

17 Q. Government's Exhibit 73.

18 A. That's the center console of the vehicle. The other one  
19 was the, like, entertainment.

20 Q. Government's Exhibit 74.

21 A. This is the rear interior.

22 Q. Government's Exhibit 75.

23 A. This is the interior passenger's side door.

24 Q. Government's Exhibit's 76.

25 A. Close up of the interior passenger's side door.

1 Q. Government's Exhibit 77.

2 A. This is the interior passenger's side.

3 Q. Government's Exhibit 78.

4 A. Again, this is the interior passenger's seat.

5 Q. Government's Exhibit 79.

6 A. This is the glove box.

7 Q. Government's Exhibit 80.

8 A. This is the rear interior passenger's door.

9 Q. Government's Exhibit 81.

10 A. This is the trunk area.

11 Q. After the photos were taken of the Honda CRV, what else  
12 was done to the vehicle?

13 A. Swabs were taken as well as portions of the fabric from  
14 inside the vehicle.

15 Q. And was that part of the investigation then turned over to  
16 the FBI?

17 A. Yes.

18 MS. HAGAN: Court's indulgence.

19 Nothing further, Your Honor.

20 THE COURT: Thank you. Cross-examination.

21 CROSS-EXAMINATION

22 BY MR. NIETO:

23 Q. Forgive me, is it detective, sergeant detective? What is  
24 the preferred title?

25 A. Detective is fine.



1 Q. All right. Detective Markel. Okay.

2 Court's indulgence, if I may. All right.

3 I'd like to draw your attention to Government's  
4 Exhibit 66. I think we had just talked about this, right?

5 A. Yes.

6 Q. This is what the rear of the -- what the trunk area of  
7 this vehicle looked like that morning?

8 A. Yes, sir.

9 Q. So the shoes were stacked neatly in that fashion?

10 A. That's correct.

11 Q. Alongside with that bag on the right, correct?

12 A. That's correct.

13 Q. And this is Government's Exhibit 38. We had talked about  
14 this a little bit earlier today as well, yes?

15 A. Correct.

16 Q. All right. So this was the interior of the home on the  
17 morning that it was raided; is that correct?

18 A. That's correct.

19 Q. All right. So, and this is the home where you -- there  
20 was no one else living there, right?

21 A. That's correct.

22 Q. So as far as you know, there's just one, single male was  
23 living in this home?

24 A. That's correct.

25 Q. But it's fairly well organized, would you say?

1 A. Yes.

2 Q. And decorated?

3 A. Yeah.

4 Q. And I think we had looked at some of the other rooms. I  
5 mean, there's a plastic tote underneath the bed for  
6 organization, right?

7 A. Correct.

8 Q. I'm sure many of the houses that you've participated in  
9 the execution of a search and seizure warrant were not as tidy  
10 as this; is that fair to say?

11 A. It is fair, yes.

12 Q. So, ma'am, when -- well, during the execution of the  
13 search warrant, law enforcement knocks on the door, right?

14 A. Correct.

15 Q. And they say, law enforcement, search warrant, police?  
16 Something to that effect, right?

17 A. Correct.

18 Q. And it is -- well, maybe not brightline policy, but it is  
19 preferred for law enforcement to execute these search warrants  
20 fairly early in the morning, right?

21 A. Yes.

22 Q. And that can be done for a variety of strategic reasons,  
23 but one of them is that people are apt to be asleep and  
24 therefore minimizes the risk to law enforcement, right?

25 A. That's correct. Yep.

1 Q. But you didn't have any issues like that during the  
2 execution of this search warrant, did you?

3 A. No, we did not.

4 Q. Now, again, and forgive me, Detective, but you were  
5 obviously not the only police officer or law enforcement  
6 involved in this warrant?

7 A. No.

8 Q. In fact, there were maybe a dozen people that entered the  
9 house at this time?

10 A. That is correct.

11 Q. Many of whom were the SWAT team?

12 A. Yes, correct.

13 Q. So a SWAT team may not be dressed the way in which you and  
14 I are dressed today; is that fair?

15 A. That's correct.

16 Q. Wearing military fatigues and possessing fairly large  
17 firearms?

18 A. Of course.

19 Q. Right. And of course they don't know what's awaiting them  
20 when they open that door, do they?

21 A. No.

22 Q. Right. And so their approach appropriately is to come in  
23 and assume that there's danger around every corner, right?

24 A. That's correct.

25 Q. And that's done for self-preservation?

1 A. Yes, for safety.

2 Q. And so again, in that process with gentlemen with guns --  
3 I'm assuming yelling throughout the house?

4 A. Yes.

5 Q. There was nothing bad happened or anything like that, did  
6 it?

7 A. No.

8 Q. And, in fact, Mr. Bendann was polite, right?

9 A. Correct.

10 Q. And answered your questions?

11 A. Yes.

12 Q. And I think there was one portion too where you needed to  
13 be able to enter into his cell phone, do you remember that?

14 A. Yes.

15 Q. And he was willing to enter in his passcode to allow  
16 access to that cell phone, right?

17 A. Correct.

18 Q. Now, there had also been -- I think we had talked about  
19 some of the calendars --

20 A. Yes.

21 Q. -- or the journals, as they were, that you had recovered  
22 from the house?

23 A. Yes, sir.

24 Q. Now, forgive me, let me take a step back. We have looked  
25 at a few photos, a few framed photos that the Government has

1 introduced into evidence. Do you remember those?

2 A. Yes.

3 Q. But of course those were not the only framed photos in the  
4 house, were there?

5 A. No.

6 Q. No. In fact, I think we had seen an exhibit that showed  
7 sort of the home office area, do you remember that photo?

8 A. Yes.

9 Q. And of course there were photos of Mr. Bendann in his  
10 capacity as a teacher all over the house, right?

11 A. Uh-huh.

12 Q. Including that room as well?

13 A. Yes.

14 Q. So those three or four framed photos, that was not the sum  
15 and total of every photograph contained within that house, was  
16 it?

17 A. No, there was a large majority of them, yes.

18 Q. A large majority of them, right. And many of which  
19 stemming from his employ as a teacher at Gilman per your  
20 recollection; is that fair?

21 A. Correct.

22 Q. But in the calendars that you had seen, specifically, I  
23 think you had seen there was a 2019 calendar, do you remember  
24 that?

25 A. Correct.

1           **MR. NIETO:** Court's indulgence, if I may.

2           **THE COURT:** Yep.

3 **BY MR. NIETO:**

4 **Q.** Government's Exhibit 90, do you remember that?

5 **A.** Yes.

6 **Q.** And you had an opportunity to look at the contents of the  
7 calendar?

8 **A.** Yes.

9 **Q.** And it's fairly well organized; is that fair to say?

10 **A.** It is.

11 **Q.** And it looked like on every day or days they might have  
12 the last name or a name put at the bottom, right?

13 **A.** Yes.

14 **Q.** Court's indulgence.

15       So to draw your attention to, for example, April of 2019,  
16 right?

17 **A.** Yes.

18 **Q.** Can you see this?

19 **A.** Yes.

20 **Q.** So this is what I'm referencing, right. So if we were  
21 just to pick, for example, Easter weekend, which would be the  
22 weekend of April 19th to April 2022. Do you see where we are  
23 in this the calendar?

24 **A.** I do, yes.

25 **Q.** So you can see on the bottom right-hand corner of those

1 dates the name Halpert, do you see that?

2 A. I see it.

3 Q. If we were to look at the following week of the 26th and  
4 the 27th, again, we see that name repeated, do we not?

5 A. We do.

6 Q. We also see other names such as Witherspoon, other dates  
7 in this calendar?

8 A. Correct.

9 Q. And this is a fair and accurate representation of what  
10 these calendars contained, correct?

11 A. Correct.

12 Q. So we had organized dates and lines through it indicating  
13 that the time had passed?

14 A. Yes.

15 Q. As well as individualized notes, presumably to help one  
16 remember what was scheduled for that day maybe?

17 A. Sure, right, yes.

18 Q. All right.

19 MR. NIETO: Nothing further. Thank you.

20 THE COURT: Redirect?

21 MS. HAGAN: No redirect, Your Honor.

22 THE COURT: Thank you. May the witness be excused?

23 MS. HAGAN: Yes, Your Honor.

24 THE COURT: Mr. Nieto?

25 MR. NIETO: Yes, Your Honor. Thank you.

1           **THE COURT:** You are excused, and you may depart.

2           **THE WITNESS:** Thank you, Your Honor.

3           **THE COURT:** Private channel.

4           (Whereupon, the following conference was held at the  
5 bench:)

6           **THE COURT:** Who's next?

7           **MS. MCGUINN:** The next witness is our long witness for  
8 who's the forensic expert who I expect to be probably hour and  
9 a half at least for Government.

10          **THE COURT:** I think we'll go to lunch first.

11          **MS. MCGUINN:** Yes, sir. Makes sense.

12          **THE COURT:** And then come back.

13          (Whereupon, the bench conference was concluded.)

14          **THE COURT:** Ladies and gentlemen, it's time for us to  
15 take our lunch break. During this during break do not discuss  
16 the case with anyone. Do not discuss it among yourselves. Do  
17 not allow yourselves to be exposed to any news articles or  
18 reports that touch upon the case or the issues that it presents  
19 or any articles or reports that relate to any of the  
20 participants in the case. Avoid all contact with any of the  
21 participants in the trial. Do not make any independent  
22 investigation of the law or the facts of the case. Do not look  
23 up anything pertaining to the case or its participants on the  
24 internet. Do not consult an encyclopedia or a dictionary.

25          It's 25 minutes before 1:00. So we'll be in recess for an



1 hour and 10 minutes. So please return at 1:45 or 15 minutes  
2 before 2:00. Take the jury out.

3 **THE CLERK:** All rise for the jury.

4 (Jury exits at 12:36 a.m.)

5 **THE COURT:** 1:45.

6 **THE CLERK:** All rise. This Honorable Court now stands  
7 in recess.

8 (A recess was taken from 12:36 p.m. to 1:54 p.m.)

9 **THE COURT:** Change in the order of witnesses?

10 **MS. MCGUINN:** No.

11 **THE COURT:** Something got lost in translation. In  
12 terms of your preparation for this afternoon something was  
13 different.

14 **MS. MCGUINN:** Oh, sure. The first witness there's no  
15 explicit images being shown but the second witness, who I think  
16 we should get to both, they're lengthy, which will be Agent  
17 Walker, that's -- maybe after our first witness there will be a  
18 natural break after his testimony so that we can make sure that  
19 the equipment is working for Agent Walker who is the next  
20 witness and that's when the images would be shown.

21 **THE COURT:** Got it. Are you ready for the jury?

22 **MS. MCGUINN:** Yes, sir.

23 **MR. NIETO:** Yes, Your Honor.

24 **THE COURT:** Bring them in.

25 **THE CLERK:** All rise for the jury.

1 (Jury enters at 1:55 p.m.)

2 THE COURT: Witness?

3 MS. MCGUINN: Agent Eric Oberly.

4 THE COURT: Be seated, please. Good afternoon, ladies  
5 and gentlemen. We are ready to resume testimony.

6 The Government will call their next witness.

7 MS. MCGUINN: Thank you, Your Honor. The Government  
8 calls Agent Eric J. Oberly.

9 THE COURT: What was the last name?

10 MS. MCGUINN: Oberly.

11 THE COURT: Agent Oberly, please face our clerk and  
12 raise your right hand.

13 (Witness sworn.)

14 THE CLERK: Thank you. You may be seated. Speaking  
15 directly into the microphone next to you, can you please state  
16 and spell your first and last name.

17 THE WITNESS: Sure. It's Eric, E-R-I-C. Middle  
18 initial J. Last name Oberly, O-B-E-R-L-Y.

19 THE COURT: Your witness.

20 MS. MCGUINN: Thank you, Your Honor.

21 **DIRECT EXAMINATION**

22 **BY MS. MCGUINN:**

23 **Q.** Good afternoon, Agent Oberly.

24 **A.** Good afternoon.

25 **Q.** Agent Oberly, where are you employed?

1 A. The Federal Bureau of Investigation, Baltimore Field  
2 Office.

3 Q. And what is your assignment within the FBI Baltimore?

4 A. I'm a digital forensic examiner.

5 Q. And are you also a special agent?

6 A. I am.

7 Q. How long have you worked with the FBI?

8 A. Over 18 years.

9 Q. Can you discuss the roles you've had beginning with when  
10 you graduated from the academy for the FBI?

11 A. Sure. I was an investigator out in the field and some of  
12 the crimes that I investigated primarily were computer  
13 intrusion, both national security and criminal, as well as  
14 internet fraud, internet extortion, crimes against children,  
15 and other forms of extortion or threats used over the internet.

16 Q. Okay. And you indicated you are currently a digital  
17 forensic examiner?

18 A. Yes.

19 Q. How long have you been a digital forensic examiner with  
20 the FBI?

21 A. Almost 10 years.

22 Q. What are some of the job responsibilities you have as a  
23 digital forensic examiner for the FBI?

24 A. So when items are brought to us, typically seized on  
25 search warrant, we basically preserve the data so that

1 everything can be forensically sound, so that no dates and  
2 times can be changed or manipulated. We have different methods  
3 by which we extract that data. And once that data is properly  
4 extracted and we're able to verify that the data matches the  
5 item that we pulled out of evidence, at that point then we use  
6 various tools to better make the data human readable.

7 When the data comes out of the computers or cell phones,  
8 it's basically a series of ones and zeros. And the tools that  
9 we use basically make that data human readable.

10 Q. Before we get to that part, do you also do some research,  
11 conduct some research and develop some training materials to  
12 use with the agents that you work with?

13 A. I do, yes. This job requires constantly keeping up. I  
14 could take a class today that actually could have already been  
15 outdated six months ago. Technology changes so rapidly that  
16 we're constantly reevaluating and using test devices to see how  
17 data could have been laid down onto a hard drive or a cell  
18 phone.

19 Q. And you are speaking of some of the tools that you use to  
20 make data human readable, can you discuss some of the tools  
21 that you have some proficiency with?

22 A. Sure. The FBI sends us through a rigorous, almost a  
23 year's worth of training specific to tools that the FBI likes  
24 to use, one of which is AccessData FTK, or we also have a  
25 version of it call AD Lab.

1 Other tools that I've used and have proficiency in are  
2 X-Ways Forensics, Axiom, Cellebrite. Cellebrite has various  
3 tools. And some even open source tools such as CAPE and the  
4 EXIF tool.

5 Q. How do these tools assist you in performing your job  
6 responsibilities?

7 A. It let's us look at things from a different angle. We see  
8 what the user of the device has and then we get to dig in under  
9 the hood. We get to see various dates and times, how that data  
10 was actually -- possibly how that data was put on that device,  
11 whether that data was accessed on that device. And it  
12 basically gives us a better picture of how the device itself  
13 was used.

14 Q. Can you describe the education that you received that led  
15 up to you becoming a digital forensic examiner?

16 A. Sure. It was about a year of intense FBI-led classes.  
17 And then we had some outside organizations such as SANS, CIS  
18 admin network and security. It's a well-known organization  
19 that specializes in cyber forensics. And I have certification  
20 from those classes.

21 And then I'm also a member of the International  
22 Association of Computer Investigative Specialists, and they  
23 offer specific training more geared toward law enforcement and  
24 our use of various tools and analysis of the data. And I've  
25 been a member with them for a couple of years now.

1 I've also had Cellebrite training directly from  
2 Cellebrite. Cellebrite has various forensic tools that we use  
3 primarily for cell phones and mobile devices. Then of course  
4 X-Ways, AccessData's, AD Lab, and just a lot of tools that we  
5 have in our toolbox that I've taken formal classes or webinars  
6 to learn how to use them or how to interpret the data as it's  
7 presented.

8 Q. Did you attend college?

9 A. I did.

10 Q. When did you graduate, and what was your degree in?

11 A. I graduated college in '91. Bachelor of Science in  
12 Business Administration.

13 Q. And did you pursue your education after you received your  
14 bachelor's degree?

15 A. I did. I had a master's degree in the late '90s, computer  
16 information systems.

17 Q. Approximately how many times have you provided forensic  
18 examinations and analysis in order to assist with cases or  
19 active investigations by the FBI?

20 A. Specific examination requests and technical requests have  
21 come through our office. I've probably personally worked about  
22 300 plus equating to well over a thousand devices.

23 Q. And what types of cases or subject matter do you perform  
24 your digital forensic examinations for?

25 A. Any federal nexus that or police assist case that would

1 come into our office based upon the duties of the FBI.

2 Q. Have you ever testified as an expert witness before in the  
3 area of digital forensics?

4 A. I have.

5 Q. When and where was that?

6 A. In 2021 I testified in Baltimore City court and also in  
7 2023 I testified in District of Maryland court.

8 Q. When you say the District of Maryland court, this exact  
9 courthouse; is that correct?

10 A. Yes, it is.

11 MS. MCGUINN: Your Honor, at this time the Government  
12 would move Agent Oberly in as an expert in the field of digital  
13 forensics and analysis of computer mobile devices.

14 MR. PROCTOR: That would be without objection.

15 THE COURT: Without objection. Stand by. I'll  
16 instruct the jury.

17 Ladies and gentlemen, first of all, let me qualify the  
18 expert as a field in digital forensics, and he may testify as  
19 to his opinions in that regard.

20 Ladies and gentlemen, you're about to hear the testimony  
21 of a so-called expert witness. This hasn't happened previously  
22 in this trial so I want to explain this to you. Someone who  
23 has been qualified to the court's satisfaction as an expert  
24 witness is allowed to express his or her opinion on those  
25 matters about which he or she has special knowledge and

1 training. In this case, I found that this witness is an expert  
2 in the area of digital forensics.

3 Expert testimony is presented to you on the theory that  
4 someone who is experienced in the field can assist you in  
5 understanding the evidence or in reaching an independent  
6 decision on the facts. In weighing an expert's testimony, you  
7 may consider the expert's qualifications, his or her opinions,  
8 his or her reasons for testifying as well as all of the other  
9 considerations that ordinarily apply when you're deciding  
10 whether or not to believe a witness's testimony.

11 You may give the expert testimony whatever weight, if any,  
12 you find it deserves in light of all of the evidence in the  
13 case.

14 You should not, however, accept the witness's testimony  
15 merely because he or she is an expert. Nor should you  
16 substitute it for your own reason, judgment, and common sense.  
17 The determination of the facts in this case rests solely with  
18 you as I have now told you many times.

19 You may inquire.

20 MS. MCGUINN: Thank you, Your Honor.

21 BY MS. MCGUINN:

22 Q. Agent Oberly, can you describe the lab where you work?

23 A. It's a secure facility within the Baltimore field office  
24 itself. And we have five civilian examiners, and I'm the only  
25 special agent in that group. And basically it has alarms and



1 sign-in sheets and formal process in order for people to be  
2 admitted that are not authorized.

3 Q. And do you all have a specific name or acronym that you  
4 use to describe your division?

5 A. The division is Baltimore field office. We call it  
6 BA-FBI. The specific lab we commonly refer to it at CART,  
7 computer analysis response team.

8 Q. Thank you. How many sworn agents or task force officers  
9 do you serve or assist with digital forensics?

10 A. I believe there's about 200 within the FBI's Baltimore  
11 division.

12 Q. So is it like CSI where you're able to do your analysis  
13 within an hour or two upon receiving your device?

14 A. I wish. Basically, every single device could give us some  
15 type of issue. It's not uncommon for a device to take a day or  
16 two to actually extract the data, and then for us to move on to  
17 the next process which is verifying that the data that we've  
18 got is the complete amount of data. And we assign a hash value  
19 to the extraction itself, and then move on with the processing,  
20 which can also take several days or weeks.

21 Q. Can that contribute to your delay of getting the official  
22 findings of your analysis to the case agents that you're  
23 working with?

24 A. Yes.

25 Q. What about just sheer numbers of how many devices you

1 have?

2 A. Yes. I mean, when you think about it, everybody  
3 predominantly has at least one cell phone. It's not uncommon  
4 for people to have two or three. And then you would put on  
5 computers and other digital devices that they may be  
6 communicating with and saving data to and that's a lot of  
7 digital devices to deal with it.

8 Q. Is there a queue or a waiting list within CART of devices  
9 that need to be analyzed?

10 A. There are.

11 Q. And it takes some time, as you've testified to?

12 A. Correct, correct.

13 Q. Because of that, do the investigating agents that you work  
14 with, do they get a working copy of some of the downloads so  
15 they can work with that while you do the official analysis?

16 A. Yes.

17 Q. What's the purpose of that?

18 A. It's for them to be able to continue on with the case.  
19 Specifically, certain cases need to be handled more priority  
20 than what our analysis can wait for. It allows them to serve  
21 additional -- get knowledge so they can serve additional search  
22 warrants for social media accounts or online email accounts or,  
23 at a minimum, preserve that data while they build more probable  
24 cause for the search warrants.

25 Q. Are you familiar with the term "IMEI"?

1 A. Yes, international mobile equipment identifier.

2 Q. What is an IMEI in terms of a cell phone?

3 A. It's basically an electronic serial number of the device  
4 itself. Every single phone is going to have a unique IMEI  
5 number.

6 Q. Are you familiar with the term of "hash value" or "hash"?

7 A. Yes.

8 Q. What is that?

9 A. So hashing is basically doing a mathematical calculation  
10 of data, of files, of hard drives. The FBI, we tend to use  
11 what's called the Message Digest 5 hasher, the MD5 hash. And  
12 it's a set algorithm that when we calculate that algorithm on a  
13 piece of data and it provides a very long alphanumeric string  
14 that is unique to that particular file or hard drive or  
15 whatnot. It's almost the equivalent of everybody has a unique  
16 fingerprint. And with that, if you were to cut your finger or  
17 burn your finger, completely damage your finger, your finger  
18 would change.

19 The hash algorithm or MD5 hash file or hard drive is  
20 basically equivalent to the fingerprint of that file or hard  
21 drive.

22 Q. Okay. Did there come a time when you became involved in  
23 the investigation surrounding Christopher Kenji Bendann?

24 A. Yes.

25 Q. And your involvement, was it limited to digital forensics?

1 A. It was.

2 Q. Just to be clear, since you are a sworn agent, you didn't  
3 do any investigation of witnesses?

4 A. No.

5 Q. You didn't meet with any potential victims in this case?  
6 You didn't go to the Gilman School and do any investigation?

7 A. No, no.

8 Q. Okay. And you did the analysis of the digital devices  
9 that were seized in this particular case?

10 A. I did.

11 Q. And in August of 2023, did you begin your analysis of the  
12 devices and of the iCloud?

13 A. Yes.

14 Q. And you were made aware that Agent Rachel Corn of the FBI  
15 had gotten a search warrant for an iCloud?

16 A. Yes.

17 Q. Do you remember what the name associated with that iCloud  
18 was?

19 A. I want to say it was Chris Bendann.

20 Q. Okay. And did you do the analysis of that iCloud?

21 A. I did.

22 Q. In addition to the iCloud, were you given devices that  
23 were seized ultimately by Baltimore County from the Defendant's  
24 home for you to do an analysis?

25 A. Yes.

1 Q. If we can bring Government's 105.

2 First, the letters all the way over in the left column,  
3 1B1, 1B2, can you explain what that nomenclature is or what  
4 those, 1B1, what that means?

5 A. Sure, sure. Within our case management system we have a  
6 specific module that tracks all evidence that is entered or  
7 seized and used for that particular case. The 1B number is  
8 just the sequential next item of evidence seized for the case.  
9 So 1B1 is the Apple iPhone 11, the second item seized is Apple  
10 iPhone 6 and so on.

11 Q. And that 1B1, 1B2 is unique to the FBI and that's how you  
12 all keep track of what device is being looked at or analyzed by  
13 you --

14 A. Yes.

15 Q. -- and ultimately put in the property room and preserved?

16 A. Correct.

17 Q. Did you conduct analysis of each and every one of these  
18 devices?

19 A. Yes.

20 Q. If we could zoom in just on the 1B1 down to 1B8, please.

21 Agent Oberly, these four devices here, are these the  
22 devices that you actually found derivative evidence on these  
23 devices?

24 A. Yes.

25 Q. If we can pull out the 1B3 as well. And this particular

1 device, you looked at this device as well?

2 A. Yes.

3 Q. Prior to beginning your analysis of these devices and the  
4 iCloud, were you given information about the general nature of  
5 this investigation and some key points or terms to sort of  
6 direct your attention to?

7 A. I was.

8 Q. Who provided that information to you?

9 A. Special Agent Corn.

10 Q. And once you completed your analysis of the iCloud account  
11 and these devices, who did you ultimately provide the results  
12 of your analysis to?

13 A. Special Agent Corn.

14 Q. Agent Oberly, are you familiar with Apple iPhones and the  
15 Apple iCloud as part of your work as a forensic examiner?

16 A. I am.

17 Q. And with regard to iClouds, can you describe a little bit  
18 about how -- what iCloud is and where it is maintained?

19 A. Sure. Basically iCloud is part of the Apple ecosystem.  
20 They -- they make it easy and for users of Apple devices such  
21 as laptops, computers or cell phones, to be able to save their  
22 data to a common repository and never really have to worry  
23 about losing the data. So if they were to lose a device,  
24 switch devices, maybe run out of room on their device, that  
25 data is actually stored in a data center somewhere, Apple

1 refers to it as the iCloud.

2 Q. Do you know where the servers for Apple iCloud are located  
3 geographically?

4 A. I believe it's California, Nevada, North Carolina. I know  
5 they're building one in Iowa, and there are a couple overseas.

6 Q. Is the iCloud that you just discussed the only way that  
7 Apple devices can be backed up and preserved?

8 A. No.

9 Q. Can you describe another way that that can happen instead  
10 of an iPhone linked to its iCloud?

11 A. Sure. An individual could use a software tool. Commonly  
12 it's iTunes, which is another software tool developed by Apple.  
13 They connect their device to a computer and at that point they  
14 can elect to have their device's data backed up to that  
15 computer.

16 Q. Okay. And you had the opportunity to analyze the contents  
17 of iCloud cbendann@gmail.com provided by Apple; is that  
18 correct?

19 A. Yes.

20 Q. And when it was first received by the FBI, in general, was  
21 it encrypted or protected in any way?

22 A. So when the FBI receives data from Apple it is encrypted.  
23 It goes directly to our facility in Quantico where they decrypt  
24 it. There's actually, it's my understanding, two forms of  
25 encryption, the actual file itself comes in encrypted and then

1 there is Apple-specific encryption within the file.

2 Q. And by the time you get it to do your analysis, is it now  
3 unencrypted due to the work by the folks in Quantico?

4 A. It is.

5 Q. And in this specific case, did you provide a working copy  
6 to Agents Corn and Agents Walker so that they could continue  
7 their investigation and as you described do other work that  
8 might need to be done in this case?

9 A. Yes.

10 Q. And your analysis, I assume, took much longer than just  
11 receiving it and two hours later you had results; is that  
12 right?

13 A. Correct, correct.

14 Q. And you received from Apple two versions of the iCloud  
15 from cbendann@gmail.com; is that correct?

16 A. Yes. They're contained in one file but it's actually two  
17 versions.

18 Q. Can you describe what two versions of the same iCloud  
19 account mean in this particular instance?

20 A. Sure. So through the course of the agent's investigation  
21 it's not uncommon for them to actually preserve data. Issue a  
22 request to Apple, or some other internet service provider, to  
23 preserve data prior to them having a probable cause to actually  
24 do a search warrant for that particular account.

25 So when Apple sends that data to us, we will see almost



1 the same exact files but there are differences between them.  
2 Because one of them is from the day of the preservation and  
3 then the other one is when ultimately the warrant was actually  
4 served on them.

5 Q. And that occurred in this particular case; is that  
6 correct?

7 A. It did.

8 Q. Given the nature of this case, that it involves  
9 allegations of sexual exploitation of children, was there a  
10 type of file that you were most interested in viewing first?

11 A. The media files.

12 Q. That includes photos and videos?

13 A. Correct.

14 Q. Did you locate a photo library associated with the  
15 Defendant's iCloud from the Apple return that was given to the  
16 FBI?

17 A. Yes.

18 Q. Upon viewing that library, were there any subfolders?

19 A. Yes.

20 Q. Was there any that caught your eye or was of interest to  
21 you upon first viewing the iCloud return?

22 A. Yes.

23 Q. Which one?

24 A. It was called expunged. I hadn't seen that before in  
25 previous analysis of iCloud so I found that very interesting.

1 Q. At this point, are you familiar with what the expunged  
2 folder is in terms of how it works within iCloud?

3 A. Yes. I actually reached out to Apple's law enforcement  
4 desk to add some light to that to explain it. Apple tends to  
5 provide us the basic information along with the file. But this  
6 was definitely unusual so I wanted to understand more, how and  
7 why the files would have been in that expunged folder.

8 Q. Were you able to garner that information from iCloud?

9 A. I was.

10 Q. With regard to the expunged folder, what types of files  
11 are contained in the expunged folder when you see that in the  
12 iCloud?

13 A. So based upon what Apple representatives sent back to me,  
14 if a file is specifically deleted from a device it goes into  
15 the expunged folder, and it stays there until either the  
16 individual deletes it again from their device or another backup  
17 occurs from -- by the user basically backing up their data.

18 Q. And you're familiar with the Apple iPhone and the photo  
19 library as part of your work as a digital forensic examiner?

20 A. Yes.

21 Q. Can you explain to the ladies and gentlemen of the jury  
22 what is EXIF, E-X-I-F, data?

23 A. Sure. That's exchangeable image file format. That's  
24 actually data that is associated with a picture or video. It's  
25 actually written in there by the device that's taking that

1 particular picture or video. It's written into the file.

2 Q. What type of data is written into the file of such that  
3 you're describing this EXIF data?

4 A. So it generally will have the date and time of when the  
5 specific file or picture or video was taken as well as  
6 potentially GPS coordinates, if the device has that ability to  
7 have global positioning system.

8 It'll also have the other information about the lenses of  
9 the device, the type of software that may be running on the  
10 device, and a lot of -- a lot of data specifically that  
11 describes more on the environment on how that picture or video  
12 was taken.

13 Typically, from my research, I've learned that  
14 professional photographers really rely on that because they're  
15 always try to enhance and better their next picture. So it's  
16 going to have almost detail information as far as whether or  
17 not the flash went off, what type of camera. Specifically on  
18 the iPhones was it the front camera or back camera. Things  
19 like that.

20 Q. Can it describe which type of device was used to create  
21 that file?

22 A. It does.

23 Q. Can EXIF data be changed or manipulated by the user of the  
24 device? In this case, I'm just going to refer to an iPhone  
25 because that's what we're talking about in this case.

1 A. Yes.

2 Q. Can you describe any testing or research you did as part  
3 of your analysis in this case as to how EXIF data can be  
4 changed or manipulated on an iPhone?

5 A. Sure. So basically if you have a photo or video and you  
6 go in and decide that you want to crop something out of that,  
7 what you're actually doing is changing the photo. So when you  
8 change that photo you're actually changing the EXIF data  
9 underneath that existing photo.

10 Q. So, for example, if I took a photo of myself with  
11 Ms. Jarman and Agent Corn, right now it would be dated  
12 August 26 of 2024?

13 A. Correct.

14 Q. Tomorrow I decided I no longer wanted these two in the  
15 photo, I just wanted me, and I cropped it tomorrow, the EXIF  
16 data would be different?

17 A. It would be.

18 Q. What would you expect it to be then?

19 A. Tomorrow's date.

20 Q. Are you familiar with iPhones and Apple's internal  
21 operating system or IOS in terms of your role as a digital  
22 forensic examiner?

23 A. Yes.

24 Q. And how is the IOS named within the Apple universe?

25 A. So they have basically release numbers for IOS.

1 Generally, once a year Apple will have a major release. It's  
2 usually in September. It's a sequential number. It keeps  
3 moving up.

4 Q. Those periodic updates, are users informed of it by Apple?

5 A. Yes.

6 Q. And how is it then implemented or uploaded into the  
7 device?

8 A. So, I mean, at a certain point the user is going to keep  
9 get prompted to update for the latest version. They can choose  
10 to ignore it for as long as they possibly can. But Apple is  
11 very security conscious and they always want people to upgrade  
12 to the latest as soon as possible to make sure that, you know,  
13 their devices are not specifically vulnerable to outside.

14 Q. Is there an IOS version that allows the manipulation of  
15 EXIF data?

16 A. Yes.

17 Q. Could that have been done before the version 15 of IOS?

18 A. Not through IOS itself, no.

19 Q. Other than Apple IOS 15 and above, can EXIF data be  
20 manipulated or changed by the device user using some other type  
21 of method?

22 A. Yes.

23 Q. Can you describe that?

24 A. So there are third-party applications that individuals can  
25 load on their phone that would actually give the ability to do

1 that or, you know, very similar to the example with the photo  
2 cropping. They could have also used the native photos app and  
3 actually cropped videos and pictures. And that, too, would  
4 change the EXIF data.

5 Q. Would a person have to have knowledge of those particular  
6 apps and how to use them?

7 A. Yes.

8 Q. Is EXIF data, you sort of touched on this, but is it  
9 contained or embedded in the actual contents of the file.  
10 Using for example the photo I take of the three of us today?

11 A. It's actually embedded in the content.

12 Q. And if a person did have knowledge of how to change it or  
13 access to that photo or video, would the hashtag or that  
14 fingerprint you talked about before, would that also change?

15 A. Absolutely.

16 Q. If I go to a photo or video, for example, of the three of  
17 us, using that as an example, and let's say I call it or change  
18 the title to Colleen in court, will that change the hash if I  
19 change the title of that photo as it's saved?

20 A. No, just the photo will not change the hash.

21 Q. Is that analogous to anything in actual life you can  
22 describe when you just change the title but not the hash?

23 A. So it's kind of you look at -- you look at a package that  
24 you may take to the post office. So you may have an address  
25 written on the outside and when you get to that post office

1 they may stamp it with different stamps of theirs, put extra  
2 tape and stickers and whatnot on it, but it doesn't change the  
3 content that is actually in that package.

4 So I like to think of the EXIF data as like a packing list  
5 of the contents of the file.

6 So the post office is going to route that package where  
7 ever it needs to go and they're going to write all over the  
8 outside and stamp all over the outside, but the contents is not  
9 going to change unless the post office actually opens the  
10 package.

11 And then if they were to take something out, or simply go  
12 in and change the packing list and make the packing list not  
13 match the contents, then at that point the MD5 of the package  
14 or the actual package itself is going to change.

15 Q. Okay. With regard to the iPhones in this particular case,  
16 which we'll get to, did you observe any of them to have an  
17 operating system above a 15?

18 A. No.

19 Q. In this particular case, within the iCloud were you able  
20 to locate media files of [REDACTED], the victim in this  
21 case, as well as the Defendant relative to the first five  
22 charges in this particular case?

23 A. Yes.

24 Q. Where within the iCloud that you received from Apple that  
25 result, where were those media files located?

1 A. In the expunged folder.

2 Q. Would you, therefore, have expected to find those five  
3 counts, those five sets of media files on any of the actual  
4 Apple devices themselves since it was in the expunged file in  
5 the iCloud?

6 A. No.

7 Q. Were you able to view these files?

8 A. I was.

9 Q. Were you able to extract EXIF data with those media files  
10 for our first five counts?

11 A. Yes.

12 Q. And with regard to Count 1, the video file associated with  
13 Count 1, we'll get to that, but you agree that there's some  
14 differences to that one compared to the other four counts that  
15 we're going to discuss in a moment?

16 A. Yes.

17 Q. So we'll get back to Count 1.

18 A. Okay.

19 Q. So if we can start with Government's 107. And there are  
20 three pages to this, Agent Oberly.

21 You recall analyzing this particular file with which is  
22 Government's -- the actual media file is Government's 132A, B  
23 and C. But you recognize the information contained in this  
24 chart here?

25 A. Yes.



1 Q. Who prepared the information contained in this chart?

2 A. I did.

3 Q. If you could scroll down very quickly to the next page,  
4 6967 and 6968. There are three media files associated with  
5 this count; is that correct?

6 A. Yes.

7 Q. You can go back to the first page. Thank you. One more  
8 page up. Oh, that's the first one, I'm sorry, yes, thank you.

9 This EXIF data, can you describe what is a file path?

10 A. Sure. Within the iCloud or even within any device there  
11 is a logical path on where the data specifically is. And  
12 specifically here in the iCloud the production that comes from  
13 Apple is production\_105474467.extracted.zip. This is what  
14 comes from Apple itself. The rest of the path is provided as  
15 it comes directly from Apple on how they're actually sorting  
16 and saving that data.

17 Q. So the very last portion of that file path is expunged,  
18 such as you were talking about you found it in the expunged  
19 folder within the iCloud?

20 A. Yes.

21 Q. With regard to the media create date and time. The first  
22 one says UTC?

23 A. Correct.

24 Q. For those who don't know, can you explain what UTC is?

25 A. Sure. The UTC is basically the equivalent of Greenwich

1 Mean Time. It's zero degrees on the prime meridian of the  
2 earth in longitude. So from there is where basically the world  
3 clock is set and then as you move certain degrees east or west  
4 time zones will actually change.

5 So in this particular case, it's a four-hour difference  
6 because the next row down is Eastern Time. So during the  
7 summertime we are four hours behind the Universal Time Code  
8 versus Eastern Time, it's at 17 minutes past midnight.

9 Q. So in layman's terms, this video, the EXIF data shows that  
10 this video was made 12:17:51 a.m.?

11 A. Correct.

12 Q. And what make and model of the device was used to create  
13 this particular media file?

14 A. Apple iPhone 7.

15 Q. And that software, is that the IOS that we were talking  
16 about?

17 A. It is.

18 Q. And last column, MD5 hash. You indicate the hash is that  
19 fingerprint, is this what you're talking about?

20 A. That's correct.

21 Q. This is unique specifically to this file, IMG6966?

22 A. Yes.

23 Q. If I changed, again, this file and called it Government's  
24 Exhibit instead of IMG6966, would you expect the hash to  
25 change?

1 A. No.

2 Q. We can go to Page 2. Again, same thing, the file path,  
3 you found this alongside --

4 A. Yes.

5 Q. -- that first media clip?

6 A. Yep.

7 Q. This was also at, using Eastern Standard Time,  
8 12:14:36 a.m. so a few seconds after the previous clip?

9 A. Correct.

10 Q. And that's clearly the start time of when the video  
11 started?

12 A. Yes.

13 Q. Okay. And, again, what device was used to make this  
14 particular file?

15 A. The Apple iPhone 7 running IOS 11.4.

16 Q. And again that hash value unique to this media file.

17 A. Yes.

18 Q. Page 3, please. Same, this is the third media clip  
19 associated with this file?

20 A. Correct.

21 Q. This was at 12:04:30 seconds a.m.?

22 A. Yep.

23 Q. In Eastern Time?

24 A. Yep.

25 Q. What device was used to create this?

1 A. The Apple iPhone 7 running IOS 11.4.

2 Q. Great. And this was also unique MD hash ending in D36?

3 A. Yes.

4 Q. Government's 108. I'm showing you Government's 108 which  
5 is associated with Government's 139A and B. This is for Count  
6 3.

7 Do you recognize this particular chart?

8 A. Yes.

9 Q. And who gathered the information that's contained in this  
10 chart?

11 A. I did.

12 Q. And there were two media files associated with this count;  
13 is that correct?

14 A. Yes.

15 Q. If we can scroll to the next page.

16 Do you recognize this one as well?

17 A. Yes.

18 Q. Go to the first. Thank you.

19 Similarly to the other one, this was also found using the  
20 file path in the expunged folder of the iCloud?

21 A. Yes.

22 Q. Okay. According to this, what was the date of this  
23 particular Count 3 media files?

24 A. It was August 26, 2018.

25 Q. And what time of day?

1 A. Eastern Time. It was 1:07:55 seconds a.m.

2 Q. What type of device was used to make this?

3 A. Apple iPhone 7.

4 Q. In this particular case, you were able to extract some GPS  
5 information; is that correct?

6 A. Yes.

7 Q. You provided that information to the investigating agents,  
8 Walker and Corn?

9 A. Yes.

10 Q. You can turn to the next page, please.

11 Similarly, the second related video clip, what time of day  
12 was this one?

13 A. Eastern Time it was 12:48 a.m. in the morning.

14 Q. Similarly this was also found in the expunged folder?

15 A. Yes.

16 Q. Made with iPhone 7?

17 A. Yes.

18 Q. Again, you were able to extract GPS data from the EXIF  
19 data and provide that to the investigators?

20 A. Correct.

21 Q. Government's 109. This is for IMG6969, which is the  
22 actual file of Government's 145, Count 4. Do you recognize the  
23 information in this chart?

24 A. Yes.

25 Q. Did you compile this?

1 A. I did.

2 Q. And, similarly, this media file was also found in the  
3 expunged folder?

4 A. Yes.

5 Q. What is the date and time of day this media file was  
6 created?

7 A. January 2nd, 2019, at 1:30:43 seconds of the morning.

8 Q. Like the media clips from before, this was also made with  
9 an iPhone 7?

10 A. Yes.

11 Q. You were able to have EXIF data associated with this  
12 count, Count 4?

13 A. Yes.

14 Q. And you provided that to the investigators?

15 A. Yes.

16 Q. Government's 110, please. This is Government's 110,  
17 associated with Government's 150 which is IMG6976. Do you  
18 recognize the information in this chart?

19 A. Yes.

20 Q. And this is related to Count 5. And what was the date and  
21 time associated with this video file?

22 A. It's February 9, 2019, at 10:54 a.m.

23 Q. This particular media file was created with what type of  
24 device?

25 A. Apple iPhone XS running software 12.1.2.

1 Q. Similarly, you were able to get GPS data associated with  
2 this file?

3 A. Yes.

4 Q. You provided that to the investigators?

5 A. I did.

6 Q. Other than these four counts, the other one which we're  
7 going to discuss in a moment, did you also turn over the rest  
8 of the entire iCloud for analysis to the investigators?

9 A. I did.

10 Q. Thank you.

11 Can you explain, as to the iPhones themselves, can you  
12 explain the process of extracting data off of iPhones.

13 A. So we have a couple of tools that we'll connect to the  
14 device and interrogate the device. It makes the USB port  
15 active to be able to allow data to extract. And then we  
16 extract the device. Once that data is extracted, we then  
17 provide the hashing algorithm to it and basically say, okay,  
18 this is the best evidence that we have. Likewise, the tool  
19 when it extracts the data is also calculating that hash. So we  
20 compare the file that we got based upon what the tool says it  
21 calculated it to.

22 Q. You received the analysis for the extraction of 1B1, the  
23 iPhone 11; is that correct?

24 A. I did.

25 Q. If we can pull up Government's 82, the actual phone. If

1 we can pull up Government's 111.

2 Do you recognize this, Agent Oberly?

3 A. Yes.

4 Q. What does this chart depict?

5 A. So this is the basic information that was pulled from the  
6 device at the time of the extraction itself.

7 Q. Okay. And what was the name of this particular device?

8 A. Chris iPhone.

9 Q. The software version, is that the same as the IOS?

10 A. Correct.

11 Q. What is that?

12 A. 16.2.

13 Q. And the phone number associated with this device?

14 A. (410)960-9562.

15 Q. Okay. And the third from the bottom, backup state. When  
16 was this device last backed up prior or at the time that you  
17 had done the analysis, when was this iPhone last backed up?

18 A. February 3rd, 2023.

19 Q. Okay. And who is the listed owner of this device?

20 A. Chris Bendann.

21 Q. What accounts were associated with this device?

22 A. Cbendann@gmail.com, cbendann@gilman.edu.

23 Q. The investigating agents in this case did a search warrant  
24 for the iCloud on February 9, 2023; is that correct?

25 A. I believe so.



1 Q. Is that what you mean when you received two versions from  
2 Apple iCloud? One from the preservation time and one from the  
3 time that the search and seizure was done of the iCloud?

4 A. That's correct.

5 Q. Using keywords given to you by the investigators, were you  
6 able to locate any emails of interests with regard to Instagram  
7 on this particular device?

8 A. Yes.

9 Q. Do you recall what that Instagram account was named or  
10 something close to it?

11 A. I wanted to say it started FD underbar -- I can't recall  
12 specifically. I know it was unique to a search term that I  
13 couldn't understand why that search term was initially being  
14 there until I found it.

15 Q. Okay. But you provided that information to the  
16 investigators to take a look at when you located it?

17 A. Yes.

18 Q. Did you turn over the rest of the results from this phone  
19 after you did your analysis to the investigators?

20 A. I did.

21 Q. With regard to 1B2, which is the Apple iPhone 6 -- I'm  
22 holding up what is Government's Exhibit 38 -- did you do an  
23 analysis of the extraction of this particular device?

24 A. Yes.

25 Q. If we can pull up Government's 112.

1 What was the name of this particular device iPhone 6, also  
2 known as 1B2?

3 A. Chris iPhone.

4 Q. And this is an iPhone 6 model?

5 A. Yes, it is.

6 Q. Third from the bottom, when was this device last backed  
7 up?

8 A. September 1st, 2019.

9 Q. And the owner name and accounts associated with it?

10 A. Cbendann@gmail.com.

11 Q. Lastly, 1B3, which is Government's Exhibit 84, iPhone XS,  
12 did you have an opportunity to look at the analysis on this  
13 particular device?

14 A. Yes.

15 Q. We can bring up Government's 113, please.

16 What was the name of this particular device?

17 A. C bends iPhone.

18 Q. That last bottom backup state, can you describe what that  
19 says and what it means?

20 A. iTunes backup, not encrypted. Last backup date, never.

21 Q. What does that mean to you?

22 A. So there potentially was an iTunes backup of this  
23 particular device and it was not in an encrypted state when it  
24 backed it up, but it's also saying that it's also never been  
25 backed up. So a little confusing on how the tool actually

1 explains that.

2 Q. Agent Oberly, did you also exam the contents or  
3 extractions of the two laptops at issue in this particular  
4 case?

5 A. I did.

6 Q. And I'm not going to necessarily take them out of the box,  
7 but I'll show you the labels, the 1B4, the Dell?

8 A. Yep.

9 Q. And 1B8, which is Government's 86, which is the Sony. And  
10 just for the record Government's 85 is the Dell. You did the  
11 analysis and the extractions from these two devices?

12 A. I did.

13 Q. Is the analysis done of laptops a different process than  
14 the analysis you do for cell phones?

15 A. It is. The Windows devices basically -- the user has a  
16 lot more interaction with them; whereas, with the mobile  
17 devices the applications and the internet operating system or  
18 IOS associated with the Apple iPhone tends to lock what the  
19 user can do.

20 So with computers running Windows, the user can save files  
21 wherever they typically want to. They can, you know, have  
22 freer availability to move things around. Not necessarily have  
23 to stick in the regimen of what IOS -- where it's going to  
24 force things to be saved and how it's going to be saved.

25 Q. Okay. Can we review a couple terms associated with how

1 digital forensics works with laptops?

2 A. Sure.

3 Q. Can you explain, what is a physical image and what is a  
4 forensic image?

5 A. Okay. A physical image, basically we look at a hard drive  
6 and it could have various partitions on it. A partition, you  
7 would think of it as like your C drive, possibly your D drive.  
8 So a physical image is going to take all of the data on that  
9 hard drive, bring it together into one, what we call an expert  
10 witness file, and that hash of that expert witness file should  
11 match the hash of the hard drive itself.

12 Q. Okay. And do you use different tools than Cellebrite, for  
13 example, to do your analysis of the forensic image that is  
14 extracted from these laptops?

15 A. Yes, yes. So because computer forensics has been around a  
16 lot longer, we actually have more tool sets available to us to  
17 do this analysis. So between AccessData's AD Lab, X-Ways  
18 Axiom, those are some of the ones we primarily use. We can  
19 look at the data in different formats because each tool is  
20 going to present the data slightly different and it helps with  
21 the interpretation of that data itself.

22 Q. What does the "term" allocated space mean?

23 A. So allocated space is space on a hard drive that is  
24 allocated to a specific file system.

25 So you may have your C drive on a 1-terabyte hard drive,

1 the physical hardware can hold up to 1 terabyte but your C  
2 drive may only hold 250 gigabytes of data.

3 Q. What is unallocated space?

4 A. So unallocated space on a hard drive would be the residual  
5 750 gigabytes of data on the hard drive itself that basically  
6 it's not there to be able to be used by the computer. It's  
7 kind of just sitting out there at some point in time you could  
8 create another drive or expand your C drive in order to take up  
9 that excess data.

10 Q. Is that the same or different than the terminology "free  
11 space"?

12 A. So free space is actually data within an allocated  
13 partition that has not been used yet. So it could have been  
14 used, and then if a series of files were deleted the operating  
15 system sees that, hey, I can start overwriting files onto this  
16 free space. And it is different from unallocated space in that  
17 unallocated space basically the computer doesn't realize it  
18 exists until the user makes a partition.

19 Q. If I were to create a document right now on Word that  
20 said, "I love being in court," and I deleted it, where would  
21 you expect that to be found on my approximate laptop?

22 A. In free space of the allocated.

23 Q. And what does it mean to use the term "carved out"?

24 A. So in that free space, the file doesn't go away, it's  
25 still sitting there. So when we use our forensics tools to

1 carve, what we're actually doing is trying to bring pieces of  
2 files that have been deleted back together. Sometimes you can  
3 get the entire file; sometimes you only get portions of the  
4 file.

5 Q. So I guess relatedly, if you delete, like I deleted "I  
6 love court" document, and I deleted it, is it ever truly gone?

7 A. Not until it's been overwritten.

8 Q. Okay. So is that what you're talking about that you could  
9 go into that carved space with tools and try to find that  
10 document that I've now deleted?

11 A. Yes.

12 Q. Is that true for media files such as videos and photos?

13 A. Yes.

14 Q. Government's Exhibit 117. Have you had an opportunity to  
15 see this before?

16 A. Yes.

17 Q. And the information that's in the lower left corner, do  
18 you see that?

19 A. I do.

20 Q. Is that EXIF data?

21 A. Well, it could be but what it actually is is it would  
22 be -- what I would consider to be subtitles written over top of  
23 the file. So the data of March 27, 2017 is actually contained  
24 within the file itself as opposed to being -- it's part of the  
25 file.

1 So as opposed to being EXIF data which is describing how  
2 that particular file was taken.

3 Q. So someone who's perhaps older like me who remembers  
4 camcorders --

5 A. Yes.

6 Q. -- and you're using a camcorder and you haven't set the  
7 date, and it says January 1st, 2000 for, like, 10 years, is  
8 that what you're talking about when you say subtitles?

9 A. Exactly.

10 Q. And have you seen this particular image before such that  
11 you know where it came from?

12 A. Yes.

13 Q. Where did it come from?

14 A. Item 1B4.

15 Q. And 1B4 is our Dell laptop?

16 A. Yes.

17 Q. And where, within the Dell laptop, did this come from?

18 A. So it was actually in free space on the Dell laptop.

19 Q. And what does that tell you about its existence or to be  
20 viewed if someone had just turned on the computer to try to  
21 look at it?

22 A. So the individual would not see it without forensics tools  
23 going through the carving process.

24 Q. Would you rely on that information in the lower left  
25 corner as reliable EXIF data without doing any other digging on

1 this particular image?

2 A. No.

3 Q. In particular case, if you had come across explicit images  
4 of the victim in this case and the Defendant, but that what  
5 we're seeing here in the bottom left is the only indicator you  
6 had of date and time, would that be reliable for you as EXIF  
7 data as to when that image was created?

8 A. No.

9 Q. Government's Exhibit 114. Do you recognize this, Agent  
10 Oberly?

11 A. I do.

12 Q. Who prepared information on this chart?

13 A. I did.

14 Q. Is this information related to the Dell laptop commonly  
15 known to the FBI as device 1B4?

16 A. Yes.

17 Q. And per this information, did you gather this doing your  
18 analysis of the device?

19 A. I did.

20 Q. And the device indicated the registered owner was who?

21 A. Cbendann@gmail.com.

22 Q. And what operating system did the Dell laptop use?

23 A. Windows 10 Home.

24 Q. When was that installed?

25 A. March 31 of 2021.



1 Q. Did you locate any media files of [REDACTED] in this  
2 case and the Defendant?

3 A. Yes.

4 Q. Who confirmed their identities for you?

5 A. Special Agent Corn.

6 Q. Were you able to obtain dates for the images that were  
7 found on the Dell laptop in the -- let me rephrase that. Were  
8 you able to obtain dates for the images of minor victim [REDACTED]  
9 [REDACTED] and the Defendant that were found on the 1B4 Dell  
10 laptop, in all instances?

11 A. In all instances, no.

12 Q. So similar to that carved photo that we just looked at --

13 A. Right.

14 Q. -- why did you expect not to see EXIF data or information  
15 about those types of photos?

16 A. Because when you're carving a deleted item, the EXIF data  
17 tends to live in basically the header of the file itself. So  
18 as an item is deleted and it's going to be one of the first  
19 things that gets deleted on a file. So the rest of the content  
20 was there but the -- specifically that file is just not  
21 available for plain view.

22 Q. It deteriorates?

23 A. It is.

24 Q. Because it's been deleted?

25 A. Correct.

1 Q. Did you locate a directory on this Dell laptop that had a  
2 mobile backup?

3 A. I did.

4 Q. What is a, you touched on it a little before, but what is  
5 a mobile backup?

6 A. So that's where somebody would actually backup their  
7 mobile device to a computer.

8 Q. In this case, do you know the name or designation of the  
9 mobile backup for the laptop directory in this case?

10 A. So Apple tends to put everything into a directory called  
11 MobileSync.

12 Q. Okay. If we can bring up Government's 116.

13 Who created this graph and the information in it?

14 A. I did.

15 Q. And can you describe a little bit about what we're looking  
16 at, sort of orient the ladies and gentlemen of the jury what  
17 we're looking at?

18 A. Sure. From the upper left-hand corner, that is the actual  
19 directory structure within the computer itself. In this  
20 particular computer, under the user's directory under the cbend  
21 user and under the directory called Apple, there is a directory  
22 by itself called MobileSync and under that are backups. It's  
23 actually, looks like two devices are backed up there because of  
24 the unique identifier listed.

25 Q. With the graphic that's beneath that, what is the mobile

1 backups that you were able to locate?

2 A. It's the one that ends in 877 -- I'm sorry. One that ends  
3 in 9802E.

4 Q. And you're using the unique device identifier when you say  
5 that?

6 A. Correct.

7 Q. In other words, this is an iPhone 11 back up?

8 A. Yes.

9 Q. Okay. And per what you were able to get from this, when  
10 was the last time the iPhone 11 was backed up on the Dell  
11 laptop?

12 A. The 23rd of July in 2020.

13 Q. What operating system was used on the iPhone 11 at the  
14 time it was backed up to this Dell laptop?

15 A. IOS 13.5.1.

16 Q. And I believe it's already been said, but what was the  
17 phone number associated with the Apple iPhone 11?

18 A. (410)960-9562.

19 Q. Within this mobile backup for the iPhone 11, were you able  
20 to locate any particular files relative to this case?

21 A. Yes.

22 Q. If we can pull up Government's 118.  
23 Do you recognize this Agent Oberly?

24 A. I do.

25 Q. Who prepared the information in the charts on these seven

1 pages?

2 A. I did.

3 Q. Looking at the top, that's a duplicate of what we just  
4 looked at a little bit ago related to Count 2 IMG6966 found in  
5 the iCloud; is that correct?

6 A. That's correct.

7 Q. And below it in the green heading, is that a duplicate  
8 file, or excuse me, a file that was found within the mobile  
9 backup related to the iPhone 11?

10 A. That is a file related to the backup of the iPhone 11,  
11 correct.

12 Q. And this was found it says 1B4 MobileSync, 1B4 being the  
13 Dell?

14 A. Yep.

15 Q. And looking at the MD hash at the bottom of each chart,  
16 were they the same?

17 A. Yes.

18 Q. And did you have an opportunity to view this specific MOV  
19 file and see what it is?

20 A. Yes.

21 Q. And did it appear to be the same as the IMG6966 MOV Count  
22 2 file?

23 A. Yes.

24 Q. In other words, a duplicate?

25 A. Yes.

1 Q. We can scroll to the next page. Again, Count 2 had three  
2 media clips associated with it; is that correct?

3 A. Yes.

4 Q. With regard to the green version that was found in the  
5 mobile backup, did you note that the -- I keep saying Maryland,  
6 I'm sorry -- the MD5 hash is the same between the two?

7 A. Yes.

8 Q. The iCloud and the Dell?

9 A. Yes.

10 Q. What about the EXIF data as to date and time?

11 A. It's the same.

12 Q. And you had an opportunity to view this clip from the  
13 iCloud as well as the version that was in the mobile backup?

14 A. That's correct.

15 Q. Was it the same?

16 A. Yes.

17 Q. Page 3, please. And this is the third clip for Count 2,  
18 the blue one being what we just looked at for the iCloud; is  
19 that correct?

20 A. Yes.

21 Q. And the green is the associated file found in the mobile  
22 backup on the Dell?

23 A. Yes.

24 Q. And is the hash the same?

25 A. Yes.

1 Q. Was the EXIF data as to date and time of creation the  
2 same?

3 A. Yes.

4 Q. And, in fact, even the make and model of the phone used to  
5 create the --

6 A. Correct.

7 Q. -- video file was the same?

8 A. Correct.

9 Q. And you viewed both of these media files?

10 A. Yes.

11 Q. And they appeared to be the same?

12 A. Yes.

13 Q. Next page, please. As to Count 3, which had two clips to  
14 it. The top one in blue, that's what we looked at from the  
15 iCloud a little bit ago; is that correct?

16 A. Yep.

17 Q. And the green is the version you found on the mobile  
18 backup for the iPhone 11 found on the Dell?

19 A. Yes.

20 Q. And again the hash is the same?

21 A. Correct.

22 Q. GPS?

23 A. Same.

24 Q. The make and model of the phone?

25 A. The same.

1 Q. And date and time of creation?

2 A. The same.

3 Q. Okay. And you had an opportunity to view these two files?

4 A. I did.

5 Q. And did they appear visibly to be the same?

6 A. Yes.

7 Q. Next. The second clip as related to Count 3, the top one  
8 is the iCloud we just looked at for IMG6975. Do you recognize  
9 that?

10 A. I do.

11 Q. And the green at the bottom is the version that was found  
12 in this mobile backup of the iPhone 11 on the Dell; is that  
13 correct?

14 A. Yes.

15 Q. And what did you note in terms of the hash?

16 A. It's the same.

17 Q. What about the GPS?

18 A. The same.

19 Q. Date and time of creation?

20 A. The same.

21 Q. What about the device used to create?

22 A. The exact same.

23 Q. And did you have an opportunity to view IMG6975 as well as  
24 the green version PVAsset?

25 A. Yes.

1 Q. And did they appear to be the same?

2 A. Yes.

3 Q. Next page, please. As to Count 4, the top blue which we  
4 looked at, related to what was found on the iCloud. The green  
5 at the bottom was the hash -- did you find the hash to be the  
6 same?

7 A. Yes.

8 Q. What about the GPS?

9 A. Same.

10 Q. Date and time of creation?

11 A. The same.

12 Q. And did you have an opportunity to view IMG6969 as well as  
13 this version of it on the mobile backup?

14 A. Yes.

15 Q. Did they appear to be the same?

16 A. They did.

17 Q. Okay. One more. And lastly related to Count 5 which we  
18 just -- we looked at a little bit ago, the Apple iCloud version  
19 IMG6976, and then the green version found from the mobile  
20 backup. Same date and time?

21 A. It is.

22 Q. Same device?

23 A. Yes.

24 Q. Same hash?

25 A. Yes.



1 Q. Same GPS?

2 A. Yes.

3 MS. MCGUINN: Court's indulgence for just one moment,  
4 Your Honor.

5 THE COURT: Yes.

6 MS. MCGUINN: Thank you.

7 BY MS. MCGUINN:

8 Q. And were you also able to locate some image files or jpegs  
9 of [] in the mobile backup as well?

10 A. Yes.

11 Q. And if we can bring up Government's Exhibit 119.

12 And you recognize this as a chart that you compiled?

13 A. Yes.

14 Q. And is it related to images that are Government's Exhibit  
15 157A, B, C and D of minor victim that were found on this  
16 laptop?

17 A. Yes.

18 Q. And with regard to the EXIF data associated with these  
19 four images, were you able to determine or extract that  
20 information from these image files?

21 A. I was.

22 Q. And what was the date and time, we'll start with the first  
23 one, of creation for this photo?

24 A. February 11, 2018, the Eastern conversion was  
25 9:43:14 seconds a.m.

1 Q. Okay. With regard to the device used to create it?

2 A. Apple iPhone 7 running IOS 11.2.5.

3 Q. Did you provide the GPS location to the investigating  
4 agents?

5 A. Yes.

6 Q. We can go to page 2, please.

7 This second image file, did you extract, or were you able  
8 to decipher the EXIF data associated with this?

9 A. Yes.

10 Q. What was the date and time of the creation?

11 A. February 11, 2018, Eastern Time, 9:43:15 a.m.

12 Q. And this was also the Apple iPhone 7, and you were able to  
13 provide the GPS to the investigating agents?

14 A. Correct.

15 Q. Page 3, please.

16 And with regard to this image file, this was also created  
17 on March 11th, 2018 per the EXIF data?

18 A. February 11th.

19 Q. Excuse me, February 11, 2018, for the EXIF data?

20 A. Correct.

21 Q. What was the time of creation?

22 A. 9:42:47 a.m.

23 Q. In Eastern Standard Time?

24 A. Yes.

25 Q. What about the device used to create it?

1 A. Apple iPhone 7, 11.2.5.

2 Q. Were you able to provide that GPS information to the  
3 investigators?

4 A. Yes.

5 Q. And the fourth file, please.

6 Similarly, this was created the same data as the other  
7 three, February 11th of 2018?

8 A. Yes.

9 Q. What was the time of creation?

10 A. 1:50:43 a.m. Eastern.

11 Q. And again, the Apple iPhone 7?

12 A. Correct.

13 Q. And you provided the GPS information to the investigators?

14 A. That's correct.

15 Q. Agent Oberly, you did an analysis of what you know to be  
16 1B8, Government's Exhibit 86, which is the Sony laptop; is that  
17 correct?

18 A. Right. That's correct.

19 Q. Can we bring up Government's Exhibit 115, please?

20 Agent Oberly, who prepared the information in this chart?

21 A. I did.

22 Q. This is related to the Sony laptop?

23 A. Correct.

24 Q. What information did you learn in terms of computer name  
25 and operating system for this device?

1 A. So the computer name is Chris VAI0, of course the laptop  
2 name is VAI0. Operating system is Windows 10 Home. Specific  
3 release 1803. Installed on July 12th, 2018.

4 Q. Were you able to locate a mobile sync backup file or  
5 directory on this device?

6 A. Yes.

7 Q. Can we go to Government's Exhibit 120. Do you recognize  
8 this?

9 A. I do.

10 Q. And can you describe what we're looking at?

11 A. Sure.

12 Q. Can you describe what we're looking at?

13 A. This is, specifically starting in the left-hand corners,  
14 Windows.old. When a major upgrade is done to the Windows  
15 operating system, the Windows operating system that is already  
16 there will archive and create a folder for Windows.old in case  
17 it has to revert back to the old system.

18 Under Windows.old, under the user's data, under the  
19 administrator user is a subfolder called app data and then a  
20 subfolder called roaming. And then under there is the Apple  
21 computer specific folder in which a lot of things associated  
22 with Apple are located. Under there is the MobileSync backup  
23 for multiple devices.

24 Q. It appears based on the backup, as you just said, there  
25 were multiple types of Apple devices that were backed up to

1 this Sony?

2 A. Correct.

3 Q. Was one of those an Apple iPhone 7?

4 A. Yes.

5 Q. Were you able to recover any text messages off of that  
6 mobile backup of an iPhone 7?

7 A. Yes.

8 Q. Between [REDACTED] and the Defendant?

9 A. Yes.

10 Q. Did you turn that over to the investigators?

11 A. I did.

12 Q. It's already in evidence but if we could just bring up  
13 Government's 122.

14 Do you recognize this, Agent Oberly?

15 A. I do.

16 Q. And is this, where it says: Local user, Chris's iPhone,  
17 MobileSync backup located on the Sony VAI0. That's where this  
18 particular chat was saved?

19 A. That's correct.

20 Q. And the times of the chat, if you look at just taking the  
21 first blue bubble, it says -- to your knowledge is this in UTC  
22 time?

23 A. The blue bubble or the upper --

24 Q. Well, I guess I should say the entire thing looking at the  
25 heading where it says, case time zone. Is this entire chat in

1 UTC time?

2 A. Yes.

3 Q. So if a person is reading this chat and it's 12/8/15 at  
4 12:30 p.m. UTC time, Eastern Standard Time can you tell us what  
5 time this portion of the chat began?

6 A. At that time of the year it would be five hours behind.

7 Q. Why not four hours like you said before, if you could just  
8 explain that?

9 A. Sure. Daylight savings time.

10 Q. So if it's daylight savings time, in other words the  
11 summer we're four hours --

12 A. Right.

13 Q. -- and if it's late fall/winter we're five hours under  
14 UTC?

15 A. Correct.

16 Q. So in reading this, a person should know that it was  
17 actually five hours in advance so around 7:30 a.m., or back,  
18 sorry, backwards?

19 A. Yeah. It would be -- so it's 12:30 p.m. so it would be  
20 7:30 a.m., yeah.

21 Q. Okay. Thank you. Was there an Apple iPhone 7 seized for  
22 you to do an analysis on in this case, a physical device?

23 A. No.

24 Q. Was there a mobile backup for the iPhone 6 found on the  
25 Sony?

1 A. Yes.

2 Q. And was there a mobile backup for that newest model, the  
3 iPhone 11, similar to what was seen on the Dell on the Sony?

4 A. Yes.

5 Q. Did you locate any other videos of [REDACTED] when the  
6 EXIF data showed he was under the age of 18?

7 A. Yes.

8 Q. We can bring up Government's 121.

9 Do you recognize this chart?

10 A. Yes.

11 Q. Is this related to what's already in evidence,  
12 Government's 162, commonly -- the jury has seen it -- commonly  
13 called the naked lap video.

14 Do you recognize this data?

15 A. I do.

16 Q. What was the EXIF data for this particular video?

17 A. So Eastern Time it was created June 15th at 2017 at  
18 basically 18 minutes past midnight by the Apple iPhone 7.

19 Q. And you provided the GPS data to the investigators?

20 A. Yes.

21 Q. Agent Oberly, I'd like to get back to Count 1, which we  
22 sort of skipped over when we were first doing the iCloud, if  
23 that's okay.

24 A. Right.

25 Q. So the actual video for Count 1 you testified you did see

1 that video within the iCloud?

2 A. Yes.

3 Q. And did you see other versions or seemingly duplicate  
4 versions of Count 1's video across any other devices?

5 A. Yes.

6 Q. Which devices?

7 A. The 1B4, and I believe there's 1B8 as well.

8 Q. Did you view all three of those videos, the version that  
9 existed in the iCloud, the one on 1B4 a/k/a the Dell, and the  
10 one on the Sony?

11 A. Yes.

12 Q. And did they appear to be the same?

13 A. Yes.

14 Q. Can we bring up Government's 123.

15 So similar to what we just did before, the blue, do you  
16 agree that's IMG6965 from the iCloud. Does that -- the  
17 information in that chart, was that compiled by you?

18 A. Yes.

19 Q. And does that reflect the EXIF data you were able to  
20 extract from that particular video?

21 A. Yes.

22 Q. The green version, where it says 1B4 MobileSync, is that  
23 from the MobileSync backup on the Dell laptop?

24 A. It is.

25 Q. And again, just quickly directing to the hash at the



1 bottom of each chart, were they the same?

2 A. Yes.

3 Q. If we can scroll one more page.

4 The orange from the Sony VAI0, this also, was that hash  
5 the same as the previous chart we just looked at?

6 A. Yes.

7 Q. With regard to the first page, please, I'm sorry, of 123.

8 With regard to the EXIF data as to date of creation and  
9 time, what did you notice?

10 A. So the UTC version of the EXIF data on this is two days  
11 after the EXIF data indication for when it was actually written  
12 to disk. I thought that was really unusual.

13 Q. Okay. So let's just start. The first version you saw was  
14 in the iCloud; is that fair?

15 A. That's correct.

16 Q. And you saw the second line of the chart, media create  
17 date/time UTC, September 18th of 2017 at 4:15 a.m.?

18 A. Right.

19 Q. And then when you looked at the media create date/time  
20 Eastern, it jumped back two days, 9/16/17?

21 A. Correct.

22 Q. You said that that was unusual?

23 A. Yes.

24 Q. What did you then endeavor to do about that?

25 A. So I did some research and testing with an actual mobile

1 device and basically I tried to recreate how this particular  
2 anomaly could occur.

3       Ultimately, what I was able to do is, is if you set the  
4 mobile device backwards, it's going to take -- the actual date  
5 of the device itself. So you're telling it it's not this  
6 particular date, it's actually two days earlier or two days  
7 even in the future, it's the UTC time that writes. It's going  
8 to go ahead and put that on there. And also the media create  
9 time is going to follow suit with it as well as it writes to  
10 the actual disk itself.

11 Q.    So, in other words, what does that mean in terms of why  
12 there are two different dates associated with this file?

13 A.    So the file itself is, in my opinion, based upon my  
14 research and the evidence that I'm seeing here, this is not  
15 actually the original file.

16 Q.    Okay. And when you looked at all three of these, the  
17 version from the iCloud, IMG6965; the version from the Dell  
18 laptop that begins with PVAsset; the then third one, IMG3208  
19 trim, did that word "trim" trigger anything to you leading to  
20 your hypothesis in this case?

21 A.    Yes, the fact that the name specifically says "trim" in  
22 it, absent the fact that it's named two other different things  
23 as well, is an indication to me that there's some type of  
24 software had to have actually trimmed the original file and  
25 that this trim is actually the original and then the other two

1 are most likely copies.

2 Q. Okay. And with regard to still all three, did the EXIF  
3 data associated with all three versions match?

4 A. Yes, it was consistent across all three.

5 Q. And you watched all three?

6 A. Yes.

7 Q. And did the videos, were they consistent in that they  
8 appeared to be the same video on all three devices?

9 A. It was. They were.

10 Q. For the EXIF data to have been altered, would a user had  
11 to have access to the device that created it?

12 A. They would have had to have access to a device to change  
13 the EXIF and then ultimately save it to all three.

14 Q. So it would have had to have been the iPhone 7 itself that  
15 created?

16 A. Right.

17 Q. The Dell laptop or the Sony where it was saved?

18 A. Correct. So one of those three they would have had to  
19 have access, and then get it saved to all of the other devices.

20 Q. If you wanted to verify the EXIF data for this video, is  
21 there a device that you wanted to analyze to prove the exact  
22 EXIF data that should have been associated with this file?

23 A. The actual Apple iPhone 7.

24 Q. Did we have that in this case?

25 A. We did not.

1 Q. As part of your analysis in this case, did you know or do  
2 research as to the origin of the devices in this case?

3 A. Yes.

4 Q. With regard to the Apple iCloud, I believe you already  
5 said this, but where are Apple servers located?

6 A. California, Nevada, North Carolina, some are from  
7 overseas. And I think I may have missed Washington and Oregon  
8 were also some places where they had it.

9 Q. Do you know how those servers work in terms a person  
10 standing here in Maryland using their iPhone and saving  
11 information to their iCloud on the servers out in California or  
12 those other states you listed?

13 A. So once the iPhone can make some type of internet  
14 connection, whether it be via cell phone or whether it be on  
15 Wi-Fi, and if it's set to backup, it's going to go through the  
16 backup phase as long as it's set to actually back up.

17 Q. What about iPhones themselves? In this case an iPhone 6,  
18 and iPhone 7, an iPhone 11, an iPhone XS, to your knowledge are  
19 they manufactured in the state of Maryland?

20 A. They are not.

21 Q. Are they manufactured in the United States?

22 A. No.

23 Q. With regard to Dell Inspirion laptop, do you know where  
24 that was manufactured? And that's again Government's  
25 Exhibit 85.

1 A. That particular one I believe is actually stamped on the  
2 back that it is made in -- I want to say Malaysia. I can't  
3 remember it.

4 Q. But you understand that it's stamped on the back?

5 A. I thought that one -- one of the two laptops has it stamp  
6 on the back, the other does not.

7 Q. Can you see it there?

8 A. Yes, it says made in China.

9 Q. Government's Exhibit 86, which is the Sony laptop, to your  
10 knowledge where was this laptop manufactured?

11 A. So if this is the one I recall, it says compiled in the  
12 United States with foreign parts, if I recall directly. Over  
13 to the left if you can move it a little bit more.

14 Q. I'll try. The computer is a little big.

15 A. Opposite way. My left so probably your right.

16 Q. That's okay.

17 A. The opposite way.

18 Q. I'm going to do it sideways.

19 A. There we go. Perfect.

20 Q. Sorry about that. The computer is a little big.

21 A. Right above the yellow sticker I believe it says  
22 manufactured in U.S. with foreign components.

23 Q. Right here (indicating).

24 A. Yep, you see it right there. So I looked at the battery  
25 on this. I looked at the power supply. And I also looked at

1 the hard drive where the data is contained. And one is made in  
2 Japan, one is made in China, and the other I believe was made  
3 in Thailand.

4 MS. MCGUINN: May I have the Court's indulgence for a  
5 moment?

6 THE COURT: Yes.

7 MS. MCGUINN: Thank you.

8 Your Honor, I have no further questions for Agent Oberly.

9 MR. PROCTOR: Can we have a moment, please, sir?

10 THE COURT: Yep.

11 (Counsel conferring.)

12 THE COURT: Yes, sir.

13 MR. PROCTOR: We have no questions of this witness.

14 THE COURT: May the witness be excused?

15 MS. MCGUINN: Yes, Your Honor.

16 THE COURT: As far as you're concerned he may be  
17 excused, Mr. Proctor?

18 MR. PROCTOR: Yes, sir.

19 THE COURT: You are excused, sir. You may depart.  
20 We'll take the afternoon recess.

21 MS. MCGUINN: Thank you, Your Honor.

22 THE COURT: Ladies and gentlemen, during this recess  
23 do not discuss this case with anyone. Do not discuss it even  
24 among yourselves. Do not allow yourselves to be exposed to any  
25 news articles or reports that touch about the case or the

1 issues it presents or any articles or reports related to  
2 participants in the case. Avoid all contact with any of the  
3 participants in the trial. Do not make any independent  
4 investigation of the law or the facts of the case. Do not look  
5 up anything pertaining to the case or its participants on the  
6 internet. Do not consult an encyclopedia or a dictionary.

7 We'll go out until 25 minutes before 4:00, 15 minutes.  
8 Take them out.

9 THE CLERK: All rise for the jury.

10 (Jury exits at 3:19 p.m.)

11 THE COURT: I take it Ms. Walker is next?

12 MS. MCGUINN: Yes, Your Honor.

13 THE COURT: How long do you project for the direct?

14 MS. MCGUINN: Probably another about hour and a half.

15 All of the videos will be shown for her so it should take some  
16 time.

17 THE COURT: Okay. We're out for 15.

18 THE CLERK: All rise. This Honorable Court now stands  
19 in recess.

20 (A recess was taken from 3:20 p.m. to 3:46 p.m.)

21 THE COURT: Are we ready for the jury?

22 MS. MCGUINN: Yes, Your Honor.

23 THE COURT: Are we?

24 MR. NIETO: Yes, Your Honor.

25 THE COURT: Ms. Walker, next witness?

1 MS. MCGUINN: Yes, Your Honor.

2 THE COURT: You may step up by the flagpole, ma'am.

3 THE CLERK: All rise for the jury.

4 (Jury enters at 3:47 p.m.)

5 THE COURT: Be seated, please. Government will call  
6 their next witness.

7 MS. MCGUINN: Government calls Special Agent Calista  
8 Walker.

9 THE CLERK: Ma'am, please raise your right hand.

10 (Witness sworn.)

11 THE CLERK: Thank you. You may take a seat in the  
12 witness box. For the record, ma'am, speaking directly into the  
13 microphone, can you please state and spell your first and last  
14 name?

15 THE WITNESS: Yes, it's Calista. C-A-L-I-S-T-A.  
16 Walker, W-A-L-K-E-R.

17 THE CLERK: Thank you.

18 THE COURT: Private channel.

19 (Whereupon, the following conference was held at the  
20 bench:)

21 THE COURT: Let the record reflect that this witness  
22 has been seated in the courtroom throughout the testimony of  
23 other persons. There's a sequestration order in effect. While  
24 it was not made explicit, I think it was implicit, that  
25 Ms. Walker was appearing in this proceeding as the so-called



1 case agent, and accordingly falls under the typical exception  
2 that we accord the Government with respect to that person.  
3 They're not barred from the courtroom, despite the  
4 sequestration order.

5 Agreed, Mr. Nieto?

6 **MR. NIETO:** Yes, Your Honor.

7 **THE COURT:** Thank you.

8 (Whereupon, the bench conference was concluded.)

9 **THE COURT:** You're witness, ma'am.

10 **MS. MCGUINN:** Thank you, Your Honor.

11 **DIRECT EXAMINATION**

12 **BY MS. MCGUINN:**

13 **Q.** Good afternoon, Agent Walker.

14 **A.** Good afternoon.

15 **Q.** Agent Walker, how long have you been with the FBI?

16 **A.** Just under 14 years.

17 **Q.** What is your current assignment?

18 **A.** I'm a special agent out of our Baltimore division working  
19 on our Crimes Against Children squad.

20 **Q.** Although it may be self-evident, what types of cases do  
21 you investigate?

22 **A.** Child exploitation cases. Cases that involved child  
23 pornography and possession of child pornography.

24 **Q.** Prior to your work with the FBI, do you have any prior law  
25 enforcement or military experience?

1 A. Yes, I was in the military.

2 Q. Can you describe that time and what you did?

3 A. From 2005 to 2010 I was in the Army, and I was an  
4 interrogator.

5 Q. And what division of the Army did you serve in?

6 A. I was with the military intelligence.

7 Q. And did you serve overseas?

8 A. I did.

9 Q. And where did you serve?

10 A. I went to Iraq and Afghanistan.

11 Q. Thank you.

12 As part of your current job, do you work with other law  
13 enforcement agencies or task forces?

14 A. Yes.

15 Q. Can you describe that?

16 A. Yeah, we have individuals that work in different counties  
17 throughout Baltimore that are with the police force who then  
18 become sworn officers with the FBI, and we work closely with  
19 them on cases.

20 Q. And in January of 2023, when the Defendant was arrested by  
21 Baltimore County Police, did the FBI begin jointly working that  
22 investigation with them?

23 A. Yes, we did.

24 Q. Is that common for you all to work jointly with local law  
25 enforcement?

1 A. Yes.

2 Q. In the spring and summer of 2023, did you become involved  
3 in the FBI's investigation into Christopher Bendann?

4 A. Yes.

5 Q. Who was your partner in that case?

6 A. Special Agent Rachel Corn.

7 Q. Just for the record, the individual sitting here next to  
8 Ms. Hagan?

9 A. Yes.

10 Q. And can you tell me some of the initial review you did in  
11 this case?

12 A. Yeah, I reviewed the interviews that have been conducted  
13 with the witnesses and with the victim, [REDACTED]. I  
14 reviewed the search warrants that had already been conducted  
15 through Baltimore County and through the FBI. And I reviewed  
16 the evidence that was seized from the location during the  
17 search warrant and also the forensics that SA Oberly talked  
18 about.

19 Q. As part of your casework, touching on Agent Oberly, did  
20 you work closely with him in this particular investigation?

21 A. Yes.

22 Q. Did the FBI obtain subscriber information for the Apple  
23 iCloud account cbendann@gmail.com?

24 A. Yes, we did.

25 Q. Was an exhibit created to display the information that was

1 learned from those records?

2 A. Yes.

3 Q. Can we have Government's Exhibit 125.

4 Ma'am, do you recognize this?

5 A. Yes, I do.

6 Q. Who prepared this chart for us?

7 A. Rachel Corn and I did.

8 Q. What information did you learn from Apple regarding  
9 cbendann@gmail.com?

10 A. So the subscriber information for the DSID that we spoke  
11 of earlier, we got cbendann@gmail.com and then we got the  
12 information that is listed here.

13 Q. And did you recognize that address of 115 Stanmore Road?

14 A. Yes.

15 Q. Is that the same address for the search warrant that  
16 Detective Markel talked about earlier today was served?

17 A. That's correct.

18 Q. What about the day phone number associated with this  
19 account?

20 A. Yep, the phone number ending in 9562.

21 Q. If we can go to the next page, please.

22 In this series of information, what kind of information is  
23 contained in the three charts on this page of the document?

24 A. This one has the device registration and the dates that  
25 they were registered.

1 Q. If we can highlight the first paragraph. Thank you,  
2 Ms. Jarman.

3 With regard to that paragraph, did the Defendant own an  
4 iPhone 7, according to Apple?

5 A. Yes, according to Apple.

6 Q. When was that device registered?

7 A. 11/26 of 2016.

8 Q. Was an iPhone 7 actually recovered in this case?

9 A. No.

10 Q. With regard to an iPhone XS, was that device listed and  
11 provided by Apple?

12 A. Yes.

13 Q. And, in fact, can you see the IMEI number associated with  
14 the Apple iPhone XS?

15 A. Yes.

16 Q. And is that the same IME number that is associated with  
17 the physical iPhone XS that was seized from the Defendant's  
18 home?

19 A. Yes, it is.

20 Q. When was that device registered with Apple?

21 A. 1/17/2019.

22 Q. That's, just using FBI's nomenclature, that's device 1B3  
23 in this particular case?

24 A. Correct.

25 Q. With regard to an iPhone 6, according to the Apple

1 records, did the Defendant own an iPhone 6?

2 A. Yes.

3 Q. Did you see the IMEI associated with this device provided  
4 by Apple?

5 A. Yes.

6 Q. And is it, in fact, the same IMEI number associated with  
7 1B2 which is the iPhone 6 seized in this case?

8 A. That's correct.

9 Q. When was that device registered?

10 A. The iPhone 6 was 11/25 of 2014.

11 Q. So if we sort of went in order of registration, the iPhone  
12 6 came first, followed by an iPhone 7, followed by an iPhone XS  
13 in terms of registration dates?

14 A. Correct.

15 Q. What about the iPhone 11, which was the one seized off of  
16 his nightstand in his bedroom? Do you see that device listed?

17 A. Yes.

18 Q. Is that IMEI number in the chart actually the exact same  
19 as the IMEI for the 1B1 actual iPhone device seized in this  
20 case?

21 A. That's correct.

22 Q. When was that device registered?

23 A. The iPhone 11 was 6/19/2020.

24 Q. So, in fact, that device then comes sequentially after the  
25 iPhone XS?

1 A. Yes.

2 Q. Is that the pattern and behavior consistent with a person  
3 re-upping or getting a new device as a new device is introduced  
4 by Apple?

5 A. Yes.

6 Q. And you were present during the previous testimony that  
7 the Defendant was suspended from Gilman on January 16th of  
8 2023; is that correct?

9 A. Yes.

10 Q. And you were present when we heard testimony that he was  
11 actually then fired over a Zoom meeting on January 20th of  
12 2023; is that correct?

13 A. Yes.

14 Q. If we can have what's already in evidence Government's 16.  
15 Agent Walker, do you recognize that?

16 A. Yes.

17 Q. If you can, can you mark the date when the Defendant was  
18 suspended from Gilman? You can touch the screen. Right.

19 A. (Witness complies.)

20 Q. Thank you. What about January 20th when he was ultimately  
21 fired from Gilman?

22 A. (Witness complies.)

23 Q. When did the FBI learn about the existence of ██████  
24 ██████ and the possibility of video or digital evidence?

25 A. On January 23rd.

1 Q. So can you mark that date?

2 A. (Witness complies.)

3 Q. Is that a week after the first allegations causing a  
4 suspension were triggered at Gilman?

5 A. Yes.

6 Q. What is a preservation letter?

7 A. A preservation letter is a letter we send to a service  
8 provider, like Apple or Google, we ask them to preserve all of  
9 the contents related to a specific account, and we're asking  
10 them to preserve it until we can get legal process.

11 Q. Does a preservation letter, in this case to Apple, does it  
12 produce the contents of the device or the iCloud account that  
13 you're interested in?

14 A. No, it doesn't.

15 Q. What does it do?

16 A. It just freezes the contents so it cannot be deleted or  
17 destroyed.

18 Q. And upon learning about [REDACTED] and potential  
19 evidence through an iCloud account, was a preservation letter  
20 sent?

21 A. Yes.

22 Q. To who?

23 A. To Apple.

24 Q. What day was it sent?

25 A. January 23rd of 2023.



1 Q. What did that letter essentially do?

2 A. It froze all of the content referring to the account that  
3 we asked to preserve so that it couldn't be altered or deleted  
4 further.

5 Q. To be fair, the iCloud account we're talking about is  
6 cbendann@gmail.com that Agent Oberly just testified about a  
7 little earlier; is that correct?

8 A. That is correct.

9 Q. Did the FBI, in fact, do a formal search warrant on  
10 February 9th of 2023 for the contents of that Apple iCloud  
11 account cbendann@gmail.com?

12 A. Yes, we did.

13 Q. And did you, did the FBI receive results from Apple  
14 pertaining to that account?

15 A. We did.

16 Q. Once the evidence was processed by Agent Oberly and the  
17 forensics team, did you have an opportunity to review it?

18 A. I did.

19 Q. I'm showing you what's already in evidence as Government's  
20 100. You were here when Ms. Komber testified about this  
21 screenshot before?

22 A. Yes.

23 Q. Can you tell the ladies and gentlemen of the jury what  
24 actually this screenshot is from and how you know what it is?

25 A. So this is from the Apple return. This is what it would

1 look like when I would go into the return to the personal  
2 library.

3 Q. That folder that's kind of shaded in blue, expunged, have  
4 you seen that before?

5 A. Yes.

6 Q. Is that folder familiar to you in terms of where the media  
7 about our five charged counts comes from?

8 A. Yes.

9 Q. That's the same expunged folder that Agent Oberly  
10 testified about just a little bit ago?

11 A. That's correct.

12 Q. If we can begin first with Count 1. Can we bring up  
13 Government's 123 first. Thank you.

14 Looking at the top of that, Agent Walker, do you recognize  
15 that information that Agent Oberly just testified to about  
16 IMG6965?

17 A. I do.

18 Q. Is that video file the charged video in Count 1 of this  
19 indictment?

20 A. Yes, it is.

21 Q. Is the EXIF data, as you understood it from Agent Oberly,  
22 is that this occurred on September 16th of 2017?

23 A. Correct.

24 Q. How old was [REDACTED] [REDACTED] on that date?

25 A. 16 years old.

1 Q. Where was this video found?

2 A. In the expunged folder of the iCloud account  
3 cbendann@gmail.com.

4 Q. And you had an opportunity to view this file?

5 A. I did.

6 Q. And in its totality how long is it?

7 A. This video is approximately four minutes and 49 seconds.

8 Q. And can you just tell us a brief description of what is  
9 seen in this video just to orient the ladies and gentlemen of  
10 the jury what they're about to see?

11 A. Sure. [REDACTED] is seated in the passenger's seat of  
12 a moving vehicle. He is naked from the waist down. He is  
13 holding a cell phone watching pornography and masturbating.

14 Q. Is there background noise in this particular video?

15 A. Yes, there is.

16 Q. What is that background sound or audio that we can hear in  
17 playing kind of in the background?

18 A. You can hear the pornography being played.

19 Q. Just so we're clear, the adult pornography --

20 A. Correct.

21 Q. -- that [REDACTED] has on his phone that he's holding?

22 MR. NIETO: Objection, Your Honor.

23 THE COURT: Basis?

24 MR. NIETO: Basis of knowledge.

25 THE COURT: Back up. Don't lead. Establish

1 foundation. Sustained. You may proceed.

2 **BY MS. MCGUINN:**

3 **Q.** You were present when [REDACTED] testified that he  
4 would hold a phone in his hand; is that correct?

5 **A.** Correct.

6 **Q.** Do you recall him testifying that he would view adult  
7 pornography?

8 **A.** Yes.

9 **Q.** Is the background noise that you hear when you view this  
10 video consistent with what [REDACTED] described when he  
11 testified?

12 **A.** Yes, it is.

13 **Q.** Is there audio or speaking between the parties who are in  
14 this the video?

15 **A.** Yes.

16 **Q.** Was there a transcript prepared of the audio or the  
17 speaking parts that you can hear that captured [REDACTED]  
18 and the Defendant?

19 **A.** Yes, there was.

20 **MS. MCGUINN:** Your Honor, at this time the Government  
21 has a transcript which is Government's Number 127.

22 **THE COURT:** In the binder?

23 **MS. MCGUINN:** Yes, sir.

24 **THE COURT:** Without objection?

25 **MR. NIETO:** Correct, Your Honor.

1           **THE COURT:** Hand them out.

2           What tab?

3           **MS. MCGUINN:** I need to see it for a moment. It's  
4 going to be tab number 1.

5           **THE COURT:** Tab 1.

6           **MS. MCGUINN:** And there will be subsequent ones. So  
7 they can close the binder when they're done, Your Honor, if  
8 that makes sense.

9           **THE COURT:** Yep.

10          Ladies and gentlemen, you may open your binders to tab 1  
11 and tab 1 only, please. You know the procedure from the other  
12 day. We'll follow the same procedure here.

13          Are you ready to proceed, Ms. McGuinn?

14          **MS. MCGUINN:** Yes, Your Honor. Your Honor, at this  
15 time the Government would publish Government's Number 126 which  
16 is IMG6965.

17          **THE COURT:** A video file, correct?

18          **MS. MCGUINN:** Yes, it is a video file, Your Honor.

19          **THE COURT:** Let's play it.

20          **MS. MCGUINN:** Yes, Your Honor. Just give me a moment.

21          **THE COURT:** Yes.

22          **MS. MCGUINN:** Jurors, can you see the -- okay. Thank  
23 you.

24          (Video playing.)

25          **THE COURT:** You can close your binders.

1 BY MS. MCGUINN:

2 Q. Agent Walker, were you able to capture or create some  
3 still images based on the video that we just saw?

4 A. Yes.

5 Q. If we can bring up Government's 128.  
6 Do you recognize this still image?

7 A. I do.

8 Q. What is this taken from?

9 A. This is a still taken from the video that you just  
10 watched.

11 Q. Is this, in fact, the duplicate of Government's 204 which  
12 [REDACTED] viewed the other day in court?

13 A. Yes.

14 Q. Government's 129.

15 And what is this image of?

16 A. This is also a screenshot taken from the video that you  
17 just saw.

18 Q. What does it depict?

19 A. The console or dash of the vehicle.

20 Q. Did you make any side-by-side exhibits to compare some of  
21 the still shots with known images taken of the Defendant's car?

22 A. Yes, we did.

23 Q. Government's 130.

24 And what is this exhibit of?

25 A. On the left is the still from the video that we just

1 watched, and then on the right is an image that was taken  
2 during the search warrant photos of Christopher Bendann's  
3 vehicle.

4 Q. And Government's 131?

5 A. Yep, this is just another screenshot.

6 Q. I think I have it labeled. It's a still shot -- I'm  
7 sorry, what do you see about the interior of the door on this  
8 one?

9 A. Yep. You can just see the interior of the door and the  
10 handle and the side of the door panel.

11 Q. Thank you. If we can bring up Government's 107, please.  
12 Agent Walker, do you recognize this exhibit that Agent Oberly  
13 testified to a little earlier?

14 A. Yes.

15 Q. And is this the EXIF data pertaining to one of the video  
16 clips for Count 2?

17 A. Yes.

18 Q. How many video clips are actually involved in Count 2?

19 A. There are three videos.

20 Q. And what, according to the EXIF data, when did this, these  
21 three video clips occur?

22 A. 6/21 of 2018.

23 Q. How old would ████████ ████████ have been on that date?

24 A. He would be 17 years old.

25 Q. Where did you find these three video clips?

1 A. These were in the expunged folder of the iCloud account  
2 belonging to cbendann@gmail.com.

3 Q. What device was used to create these?

4 A. An iPhone 7.

5 Q. Can you provide a description as to how long each video  
6 clip is in actuality and those are the full videos are found at  
7 Government's Exhibits 132A, 132B and 132C?

8 A. The first video is five minutes and 45 seconds; the second  
9 video is 3 minutes and 11 seconds; and the third video is 16  
10 seconds.

11 Q. For purposes of publishing these videos to the jury, did  
12 you and Agent Corn endeavor to trim or shorten some of them to  
13 what was necessary to be seen?

14 A. Yes, we did.

15 Q. And with regard to 132A, which is 6966, what did you trim  
16 that down to that we would be seeing here in court today?

17 A. Approximately 1 minute and 4 seconds.

18 Q. That's Government's 133A. And what about the second video  
19 clip?

20 A. We trimmed it down to 35 seconds.

21 Q. And the third clip, did we need to trim that one down at  
22 all?

23 A. We did not.

24 Q. And can you, again, to orient the jurors what they're  
25 going to be seeing in these three videos clips, can you tell



1 them what they can expect to see?

2 A. Sure. In the first two videos, [REDACTED] [REDACTED] is in the  
3 passenger's seat of a vehicle. This time the vehicle is  
4 parked. He is naked in these two videos. Again, holding a  
5 cell phone and masturbating.

6 Q. And what about the third related clip?

7 A. The third video, [REDACTED] [REDACTED] is in the passenger's  
8 seat, again, of a parked vehicle, and he is naked from the  
9 waist down and holding a cell phone.

10 Q. Again, is there background noise in this particular video?

11 A. Yes.

12 Q. What does that voice sound like?

13 A. It sounds like adult pornography being played over the  
14 phone.

15 Q. Is there audio or speaking between the Defendant and  
16 [REDACTED] [REDACTED] in this video?

17 A. Yes.

18 Q. Was a transcript prepared for this -- for these three  
19 video clips that reflects the audio or the conversation that  
20 can be heard?

21 A. Yes.

22 Q. That's Government's transcript is number 134, again for ID  
23 only, which I believe is tab number 2. With the Court's  
24 permission for the jury to open that tab?

25 **THE COURT:** Open to tab 2. And tab 2 covers all of

1 the exhibits or just one?

2 MS. MCGUINN: Yes, all three videos clips.

3 THE COURT: All three video clips, the transcripts  
4 that correlate the Government proffers are behind tab number 2.

5 Jurors, you may open your transcript book now to tab 2,  
6 only tab 2.

7 MS. MCGUINN: Thank you. Your Honor, at this time if  
8 we can play the trimmed version of 132A which is actually found  
9 at Government's 133A.

10 THE COURT: We're going to play them one at a time, is  
11 that your plan?

12 MS. MCGUINN: Yes, Your Honor, one at a time.

13 THE COURT: All right. Play the first one.

14 MS. MCGUINN: Thank you.

15 (Video playing.)

16 MS. MCGUINN: The Government will now play  
17 Government's Exhibit 133B, which is a trimmed version of  
18 Government's 132B.

19 THE COURT: Tab number?

20 MS. MCGUINN: Same tab.

21 THE COURT: Still in Tab 2.

22 MS. MCGUINN: Yes.

23 THE COURT: Next page.

24 MS. MCGUINN: Thank you. If we can play that, Agent  
25 Corn, 6967.

1           **THE COURT:** Play it.

2           (Video playing.)

3 **BY MS. MCGUINN:**

4 **Q.** Agent Walker, just in case it's not apparent, those sort  
5 of black spaces in these first two trimmed or shortened videos,  
6 can you explain what those are?

7 **A.** Yeah, they're just a break in it when we would trim it  
8 down so that we know that part has been trimmed.

9 **Q.** Thank you. If we can play Government's 132C. It is not  
10 trimmed down. Can you explain why that is?

11 **A.** It's 16 seconds so we're just going to play all 16.

12 **Q.** Thank you.

13           **THE COURT:** Play it.

14           (Video playing.)

15 **BY MS. MCGUINN:**

16 **Q.** Similarly, Agent Walker, did you create some still images  
17 from these three videos created from the videos themselves?

18 **A.** Yes.

19 **Q.** If we can bring up Government's Exhibit 135.  
20 Do you recognize this?

21 **A.** Yes.

22 **Q.** What is this?

23 **A.** This is a still from the third video that you watched.

24 **Q.** Of the polo shirt that's being worn?

25 **A.** Yes, correct.

1 Q. And Government's 136. What's depicted in that?

2 A. Yes, this is a screenshot to show the panel again, the  
3 door, and also there's a reflection on the window where you can  
4 see the back of the filming phone that has a PopSocket on the  
5 back.

6 Q. Can we go to 137 for that.

7 What do you see here?

8 A. Yes, this is also a screen capture that, again, shows the  
9 panel of the door and the PopSocket on the back of the filming  
10 phone.

11 Q. Did you create some side-by-side exhibits of these stills  
12 that we were just looking at and some of the known photographs  
13 of the Defendant's car, other evidence in this case?

14 A. Yes.

15 Q. If we can go to Government's 138. Can you explain in this  
16 exhibit on Page 1 what is on the left and what is on the right?

17 A. On the left is a still from the movie 6966 that shows the  
18 panel of the door and you can see the sticker also on the  
19 window. And then on the right is a search warrant photo that  
20 was taken that shows the Defendant Christopher Bendann's  
21 vehicle with the stickers in the window in the panel of the  
22 door.

23 Q. Go to Page 2, please. Can you orient us, what image is on  
24 the left?

25 A. On the left is a screen capture from 6966 where you can

1 see a reflection of the back of the filming phone.

2 Q. And that's a PopSocket that you called it?

3 A. Correct.

4 Q. What's the image on the right?

5 A. The right is evidence item 1B3 which had a PopSocket on  
6 the back of the phone.

7 Q. Do they appear to be similar or the same type of  
8 PopSocket?

9 A. Yes.

10 Q. Page 3, please. Can you tell us what this is?

11 A. Yes, this is to show the doors from Count 1, the panel for  
12 Count 1 which is on your left, which is 6965. And then with  
13 Count 2 that's on the top right, 6966, with the search warrant  
14 photo that's in the middle of the Defendant's vehicle,  
15 Christopher Bendann.

16 Q. And lastly, Page 4, please.

17 A. On the left side is a screen capture from Count 1. And  
18 then on the right side is a screen capture from Count 2 of 6968  
19 to show that he, ██████████, had the same polo on in both  
20 videos.

21 Q. Thank you. Can we bring up Government's Exhibit 205.

22 Did you view this the other day when Mr. ██████████  
23 testified, I think it was Friday?

24 A. Yes.

25 Q. What is this a screen capture from?

1 A. This is a screen capture from the second video that you  
2 just watched.

3 Q. Thank you. If we can bring up Government's Exhibit 108.  
4 Agent Walker, do you recognize this exhibit that Agent  
5 Oberly testified about a little bit ago?

6 A. Yes, I do.

7 Q. Does this exhibit pertain to the EXIF data for our Count  
8 3, specifically as to IMG6974?

9 A. Yes.

10 Q. And were there more than one video clip associated with  
11 Count 3?

12 A. Yeah, there are two videos.

13 Q. And can we scroll to the second page briefly. Thank you.  
14 You can go back up.

15 And as to these two video clips, what was the date  
16 provided by the EXIF data as to when they were created?

17 A. Created on 8/26/2018.

18 Q. How old was ██████████ at that time?

19 A. He was 17 years old.

20 Q. Where were these two video clips located?

21 A. In the expunged folder, the iCloud account belonging to  
22 cbendann@gmail.com.

23 Q. With regard to the GPS positioning that was provided, the  
24 EXIF data, did you have an opportunity to research that and  
25 locate what that latitude and longitude led you to?

1 A. Yes, I did.

2 Q. Where was that?

3 A. At the Halpert's residence on Malvern Avenue in Towson.

4 Q. Did you have an opportunity to view all of these calendars  
5 that Detective Markel seized in this particular case?

6 A. Yes.

7 Q. Are you able to see the August 24, 25th weekend?

8 THE COURT: Can you pull it out, please, so that we  
9 can see the full exhibit. Thank you.

10 MS. MCGUINN: I'm sorry. Sorry about that.

11 BY MS. MCGUINN:

12 Q. Are you able to see that?

13 A. I can see the 24th and 25th, yes.

14 Q. And moving to the next page onto the 26th?

15 A. Yes.

16 Q. According to the Defendant's calendar, what name is listed  
17 on the weekend of August 24th, 25th and 26th of 2018?

18 A. The Halpert's is on 24th and 25th.

19 Q. What was the time associated with this particular video  
20 file?

21 A. The length of the video?

22 Q. The time of day? I apologize.

23 A. I'd have to see the exhibit again. I'm sorry.

24 Q. Just one moment. Technical difficulties. According to  
25 this, the EXIF data, what time of day was this video captured,

1 these videos captured?

2 A. 01:07:55 seconds a.m.

3 Q. So approximately right around 1:00 in the morning?

4 A. Correct.

5 Q. And the two video files that start with 6974, what is the  
6 full length of that video?

7 A. That video is three minutes and 30 seconds.

8 Q. What about the second video?

9 A. The second video is three minutes and 28 seconds.

10 Q. In this video, is there background noise that can be heard  
11 while the video is playing?

12 A. Yes.

13 Q. What is that?

14 A. You can hear a shower running.

15 Q. Is there any audio or talking associated with this file?

16 A. There is not.

17 Q. So there's no transcript related to these two video clips?

18 A. That's correct.

19 Q. And at this point did we -- or were you able to trim or  
20 cut down 6974 and 6975 for purposes of publishing to the jury?

21 A. Yes.

22 Q. Can you explain what is the full videos, which is  
23 Government 139A and 139B, what was the trimmed-down length of  
24 what we're going to see published, which is Government's 140A  
25 and 140B?



1 A. The first video was trimmed to one minute and 26 seconds;  
2 and the second video is trimmed to one minute and 38 seconds.

3 MS. MCGUINN: Your Honor, at this time the Government  
4 would move to publish the shortened versions of 140A and 140B  
5 one at the time.

6 THE COURT: There's no correlating transcript?

7 MS. MCGUINN: There is not.

8 THE COURT: You may.

9 MS. MCGUINN: Thank you. If we can start with 140A,  
10 please.

11 (Video playing.)

12 MS. MCGUINN: I'll put up Government's 140B.

13 (Video playing.)

14 BY MS. MCGUINN:

15 Q. Agent Walker, did you make any still images taking from  
16 this particular count or these two movie clips for this count?

17 A. Yes.

18 Q. And if we can go to Government's 141. Hold on one second.  
19 Do you recognize this?

20 A. Yes.

21 Q. And if you could orient the ladies and gentlemen of the  
22 jury just as to this image, what can you see in it?

23 A. Yes. In this image you can see [REDACTED] who is in  
24 the shower, and you can also see a reflection on the shower  
25 glass door of the Defendant Christopher Bendann.

1 Q. If we can go to the Government's 142. And, again, if you  
2 can orient us to what we're looking at here?

3 A. Yes. Again, this is a screenshot from the video and you  
4 can see [REDACTED] in the shower and you can see a  
5 reflection on the shower glass door of the Defendant  
6 Christopher Bendann.

7 Q. And Government's 143?

8 A. Yes. Here you see, excuse me, [REDACTED] in the  
9 shower, and you can see in the metal part of the middle of the  
10 door you can see blue shorts and a white T-shirt.

11 Q. If we could bring up Government's 206 from Friday. You  
12 were here when [REDACTED] testified to this?

13 A. Yes.

14 Q. What is this taken from?

15 A. It's -- sorry, it's a screen capture of the video.

16 Q. Thank you.

17 A. Yes.

18 Q. We can bring up Government's 144. Did you do any  
19 side-by-side comparisons?

20 A. Yes, we did.

21 Q. If we can go to Page 1, what is on the left and what is on  
22 the right?

23 A. On the left side we have a screen capture from 6974, and  
24 then on the right side is a photo that we took -- the FBI took  
25 at the Halperts' residence on Malvern Ave.

1 Q. Can you scroll down. What about these, as to the photo to  
2 the left?

3 A. Sure. On the left side is a screen capture from 6975.  
4 And then on the right is a photo that the FBI took at the  
5 Halperts' residence where you can see the floors. And then  
6 there's a sticker on the bottom of the left side of the tub.

7 Q. And with regard to the photo on the left, are you able to  
8 see any of the Defendant's clothing?

9 A. Yes. You can see the blue shorts.

10 Q. Thank you. If we can bring up Government's 109, please.  
11 Agent Walker, as to IMG6969, which is Count 4, do you  
12 recall Agent Oberly testifying to this exhibit and the EXIF  
13 data associated with this video?

14 A. Yes.

15 Q. When was this video created?

16 A. 1/2 of 2019.

17 Q. And where was it located?

18 A. In the expunged folder of the iCloud account belonging to  
19 cbendann@gmail.com.

20 Q. Were you able, according to the EXIF data, was it able to  
21 be determined what device was used to create this video file?

22 A. Yes, it was an iPhone 7.

23 Q. And how long is the full video file which is found at  
24 Government's 145?

25 A. Approximately 10 minutes and 37 seconds.

1 Q. And were you able to trim it down to a length that we  
2 would be publishing here today?

3 A. Yes.

4 Q. At Government's 146, what did you trim that down to?

5 A. Approximately six minutes and three seconds.

6 Q. Can you describe again just in general what the ladies and  
7 gentlemen of the jury can expect to see in this video?

8 A. In this video, you will see the midsection of [REDACTED]  
9 [REDACTED] who is in the shower naked. You will see the face of  
10 the Defendant Christopher Bendann as he washes and touches  
11 [REDACTED].

12 Q. How old is [REDACTED] as of January 2nd of 2019?

13 A. He's 17 years old.

14 Q. With regard to the GPS data that was provided in the EXIF  
15 data, were you able to locate that latitude and longitude?

16 A. Yes.

17 Q. Where was that found to be?

18 A. This was at the Feiss residence on Brightside Road in  
19 Towson.

20 Q. And I'm going to show you what is already in evidence as  
21 Government's Exhibit 90. Do you recognize this, the  
22 Defendant's calendar from 2018 to 2019?

23 A. Yes, I do.

24 Q. And I'm going to show you -- are you able to see that?

25 A. Yes.

1 Q. According to the Defendant's calendar, where was he on  
2 January 21st and 2nd of 2019?

3 A. Feiss.

4 Q. Thank you.

5 And is there background noise in this particular video?

6 A. Yes.

7 Q. What is that background noise?

8 A. You can hear the shower running.

9 Q. Is there some audio or talking between the Defendant and

10 [REDACTED]?

11 A. Yes, there is.

12 Q. Was a transcript prepared of that portion of the video  
13 that we're about to watch?

14 A. Yes.

15 Q. Government's 147, I believe it is. Let me double-check.

16 Tab 3. It's Tab 3, please, Your Honor, is the transcript.

17 Government's 147.

18 THE COURT: Tab 3?

19 MS. MCGUINN: Yes, sir.

20 THE COURT: Ladies and gentlemen, reopen your binders.

21 Find tab 3. One clip, ma'am?

22 MS. MCGUINN: Yes, Your Honor.

23 THE COURT: You may play it.

24 MS. MCGUINN: Thank you. If we can play the trimmed  
25 version which is found at Government's 146, please.

1 THE COURT: You still got the document camera.

2 MS. MCGUINN: Oh, I'm so sorry. Thank you. Thank  
3 you.

4 (Video playing.)

5 THE COURT: You can close your binders.

6 BY MS. MCGUINN:

7 Q. Agent Walker, were you able to capture some still images  
8 from Count 4 or IMG6969 as well?

9 A. Yes.

10 Q. And if we can show Government's 148.  
11 Do you recognize that?

12 A. Yes.

13 Q. And is that, in fact, a duplicate of Government's 207 that  
14 identified on Friday?

15 A. Yes.

16 Q. And what is depicted in this particular caption?

17 A. This is a screen capture from the video where you can see  
18 the face of the Defendant Christopher Bendann in the midsection  
19 of .

20 Q. What is on 's wrist?

21 A. A bracelet.

22 Q. Did you do any side-by-sides for comparison of this video  
23 with other known photographs?

24 A. Yes.

25 Q. If we can bring up Government's 149.

1 What is this exhibit? If you could orient us as to what's  
2 on the left and what's on the right?

3 A. On the left is a screen capture from video 6969. And then  
4 on the right side is a photograph the FBI took at the Feiss  
5 residence.

6 Q. Can you bring up Government's 110.

7 Agent Walker, you were present when Agent Oberly testified  
8 to the EXIF data as to Count 5 which is IMG6976; is that  
9 correct?

10 A. Yes.

11 Q. What was the date this video was created?

12 A. 2/9 of 2019.

13 Q. How old was ██████████ on that date?

14 A. He's 17 years old.

15 Q. Where was this video file found?

16 A. In the expunged folder, the iCloud account belonging to  
17 cbendann@gmail.com.

18 Q. Which cellular device was used to create this particular  
19 video file?

20 A. An iPhone XS.

21 Q. According to the EXIF data, you were provided with some  
22 GPS positioning?

23 A. Yes.

24 Q. Were you able to determine where this video was created?

25 A. Yes, it was at the ████████'s residence on Overbrook Road

1 in Towson.

2 Q. With regard to the full video, which is Government's  
3 Exhibit 150, what is the full length of this video?

4 A. Full length is 11 minutes and 51 seconds.

5 Q. And were you able to trim it down or shorten it for  
6 purposes of publication, which would be Government's Exhibit  
7 151?

8 A. Yes, to nine minutes and 28 seconds.

9 Q. And with regard to the latitude and longitude, you again  
10 looked at Government's Exhibit 90, which is the Defendant's  
11 2018/2019 calendar?

12 A. Yes.

13 Q. Are you able to see that?

14 THE COURT: Able to see what?

15 MS. MCGUINN: The Government's Exhibit 90.

16 THE WITNESS: Is that the right year?

17 BY MS. MCGUINN:

18 Q. February 2019, yes. The weekend of the 8th and 9th, where  
19 was -- according to this calendar, where was the Defendant?

20 A. On the 8th and 9th at the Halpert residence.

21 Q. Do you recall [REDACTED] testifying that she was in  
22 Nashville that weekend, yes?

23 A. Correct.

24 Q. Government's Exhibit 5, please. Is that [REDACTED] --  
25 sorry. I apologize, Your Honor.



1 Government's Exhibit 5, is that the exhibit Ms. [REDACTED]  
2 testified to as to traveling to Nashville that weekend?

3 A. Yes, it is.

4 Q. And that her son remained home?

5 A. Correct.

6 Q. And in this particular video, is there background noise  
7 that the grand jury -- I keep saying, I apologize -- that the  
8 jury can expect to hear?

9 A. Yes.

10 Q. What is that?

11 A. You can hear the shower running and also an exhaust fan.

12 Q. And, again, if you could provide a general description of  
13 what the jury is going to see here?

14 A. In this video you'll see [REDACTED] naked in the  
15 shower. You'll see his face in this video. You will also see  
16 the Defendant Christopher Bendann's face in the video as he  
17 washes and touches [REDACTED].

18 Q. Is there talking or audio between the Defendant and [REDACTED]  
19 [REDACTED] in this video?

20 A. Yes.

21 Q. Was a transcript prepared of that?

22 A. Yes.

23 Q. Is that Government's 152 for identification only?  
24 And in our binder, Your Honor, that's under Tab 4.

25 **THE COURT:** Is that right, ma'am?

1           **THE WITNESS:** Yes, I'm sorry.

2           **THE COURT:** Tab 4. You may open your binders to  
3 Tab 4.

4           **MS. MCGUINN:** If we can play Government's 151 which is  
5 the shortened version of Government's 150. Thank you.

6           (Video playing.)

7           **THE COURT:** You can stop the tape.

8           Ladies and gentlemen, we'll take a recess. During this  
9 recess do not discuss the case with anyone. Do not discuss it  
10 even among yourselves. Do not allow yourself to be exposed to  
11 any news article or reports that touche upon this case or the  
12 issues that it presents or any articles that relate to any of  
13 the participants in the case. Avoid all contact with any of  
14 the participants in the trial. Do not make any independent  
15 investigation of the law or the facts of the case. Do not look  
16 up at anything relating to the case or its participants on the  
17 internet. Do not consult an encyclopedia or a dictionary.

18           Leave your binders on your seats on top of your Redweld  
19 folders. Take the jury out.

20           **THE CLERK:** All rise for the jury.

21           (Jury exits at 4:52 p.m.)

22           **THE COURT:** Be seated, please.

23           At nine minutes in length, this clip looks cumulative to  
24 me. Why do we need to put such a large segment in?

25           **MS. MCGUINN:** The only reason is there's conversation

1 between the parties and in fairness to the Defendant the  
2 Government didn't feel it was appropriate for us to cut what  
3 was being said between them in the event that that was  
4 something that mattered to the defense in whatever argument  
5 they wanted to make. That is the only reason that part, the  
6 video has only been trimmed as little as we could to still keep  
7 the conversation in tact and not alter it in some way that  
8 defense or anyone else would say that we were trying to present  
9 it in a certain way. If that's the best way to see it. I  
10 didn't want to alter it so it wouldn't be perceived any way  
11 than what it was.

12 **THE COURT:** Where are we now? Seven minutes?

13 **MS. MCGUINN:** I believe that's correct, Your Honor.

14 **THE COURT:** With how much left?

15 **MS. MCGUINN:** I'm happy to end it here.

16 **THE COURT:** Let me talk to the defense. What's your  
17 position, Mr. Nieto? Continue to play it, or have you seen  
18 enough?

19 **MR. NIETO:** Your Honor, we still have the residual two  
20 minutes. In the interest of completeness we ask that the whole  
21 video be shown.

22 **THE COURT:** Private channel.

23 (Whereupon, the following conference was held at the  
24 bench:)

25 **THE COURT:** We remain on the record but we're now

1 effectively in a bench conference on our private channel. My  
2 concern is for the jury and their well-being, and I'm watching  
3 them very closely. Some of the jurors are visibly impacted by  
4 the images that we are requiring them to watch. And of course  
5 a balance has to be struck here, and to the extent that the  
6 playing of the full tape is the only fair way to put this  
7 evidence in front of the jury so that elements that perhaps  
8 support a defense position or theory are before the jury is a  
9 very important factor.

10 From where we are at this point, another few minutes I  
11 take it there's going to be some dialogue, Mr. Nieto, that you  
12 are aware of by virtue of having viewed the evidence  
13 previously?

14 **MR. NIETO:** Yes, Your Honor.

15 **THE COURT:** And that's necessary to your defense?

16 **MR. NIETO:** Yes, sir. Your Honor, if I may very  
17 briefly --

18 **THE COURT:** Do you want to talk to your cocounsel?

19 **MR. NIETO:** I do.

20 **THE COURT:** Very well.

21 (Counsel conferring.)

22 **MR. NIETO:** Thank you for your patience. Mr. Proctor  
23 had an idea --

24 **THE COURT:** I'm having trouble hearing you. If you  
25 could speak -- that's better.

1           **MR. NIETO:** Yes, Your Honor. Mr. Proctor had the  
2 idea, at least in relation to this particular exhibit since we  
3 do have the transcript, if the Court would consider allowing  
4 the transcript to go in as substantive evidence, I imagine we  
5 could stop the playing of the video at this point.

6           **THE COURT:** How about that as a compromise? We'd  
7 bring the jurors back in. We would have the prosecutor with  
8 the assistance of the agent properly locate the jurors on the  
9 transcript in terms of where we are at this point and advise  
10 that we are not going to play the rest of the tape; but instead  
11 the jurors are free to read the portion of the transcript that  
12 relates to the final two minutes, showing them where they  
13 should start and then allowing them sufficient time to read it.  
14 And then we'll recover the transcripts. And that's all with  
15 the understanding that the portion of the transcript that  
16 records the audio track beginning at minute and second, what,  
17 seven minutes? Where are we?

18           **MS. MCGUINN:** 7:27.

19           **THE COURT:** Beginning at seven minutes and 27 seconds  
20 and continuing until the end of the track is admitted as  
21 substantive evidence in the case. That's without objection,  
22 Mr. Nieto?

23           **MR. PROCTOR:** That would be our request, Your Honor.

24           **THE COURT:** Okay. Very good. Mr. Proctor, on behalf  
25 of the Defendant, I take that then as an agreement that that

1 portion may come in as audio only.

2 In general, the transcripts are not received in evidence  
3 in this case but that segment will be. And before the jury  
4 retires to deliberate, of course, there will need to be an  
5 exhibit made of just that portion so that that exhibit can be  
6 received as substantive evidence in the case.

7 You follow me, Ms. McGuinn?

8 **MS. MCGUINN:** Yes, Your Honor.

9 **THE COURT:** That's the compromise. I appreciate the  
10 cooperation of counsel on this.

11 Do you need a moment to confer with the agent to show her  
12 where we are so that you can, through questioning, direct her  
13 to the right spot on the transcript?

14 **MS. MCGUINN:** Yes, Your Honor. I don't believe the  
15 agent even has a transcript in front of her so if I can just  
16 orient her and me.

17 **MR. NIETO:** My apologies.

18 **THE COURT:** Ask your client to please compose himself.

19 **MR. NIETO:** Absolutely, Your Honor. That's our fault.

20 (Whereupon, the bench conference was concluded.)

21 **THE COURT:** Thank you. Let's go ahead and approach  
22 the agent with a transcript.

23 **MR. NIETO:** Your Honor, forgive me, I apologize.  
24 Before we do, if we may go back onto --

25 **THE COURT:** Yes, yes.

1           **MR. NIETO:** My apologies.

2           (Whereupon, the following conference was held at the  
3 bench:)

4           **THE COURT:** We're back on the private channel, but  
5 still very much on the record.

6           Mr. Nieto?

7           **MR. NIETO:** Yes, Your Honor. And my apologies, again.  
8 Equally, I want to make sure that I'm communicating with my  
9 client throughout the trial.

10          **THE COURT:** Sure.

11          **MR. NIETO:** Having had a chance to speak with him a  
12 little bit further our proposed compromise is, unfortunately,  
13 from our perspective, insufficient for what it is we're  
14 endeavoring to do here for our defense. So although it was our  
15 idea initially to reach that compromise, respectfully, Your  
16 Honor --

17          **THE COURT:** Well, I remind counsel that decisions  
18 about tactics and strategy and how the evidence should be  
19 handled are matter for counsel, not your client.

20          **MR. NIETO:** Understood, Your Honor. Understood.

21          **THE COURT:** Nonetheless, this is your position?

22          **MR. NIETO:** This is our position, Yes, Your Honor. We  
23 would request that the jurors watch the entirety of the video.

24          **THE COURT:** All right. Bring them back in.

25          (Whereupon, the bench conference was concluded.)

1           **THE COURT:** We'll resume where we were. Bring the  
2 jury back in.

3           Keep the jury out, thank you. Resume your seats.

4           **THE COURT:** Private channel.

5           (Whereupon, the following conference was held at the  
6 bench:)

7           **THE COURT:** Mr. Nieto, help me to understand what is  
8 going to be relative and probative from the Defendant's  
9 perspective if we play the additional segment?

10          **MR. NIETO:** Absolutely, Your Honor.   ■■■■■■■■■■■■■■■■  
11 had testified on direct examination about the genesis of the  
12 alleged abuse, how it began at the age of 15 and escalating in  
13 the manner that it did. There are a variety of nonverbal  
14 statements and cues that are being provided in the video that  
15 it's our concern that if the jury does not see those aspects of  
16 it there is a -- there's an argument that will be lost.

17          **THE COURT:** What's that argument?

18          **MR. NIETO:** Well, the argument, Your Honor, is most  
19 specifically that, again, ■■■■■■■■■■■■■■■■'s testimony was that this  
20 started in a certain way, that he was not aware of the video  
21 recording and was not a willing participant. The context of  
22 the statements that are made towards the latter stages of this  
23 video belie that testimony.

24          **THE COURT:** What's the significance of the Defendant's  
25 consent to the alleged conduct, Ms. McGuinn?



1           **MS. MCGUINN:** There is none. I mean, as Your Honor  
2 knows, the Government's position has always been consent is not  
3 an issue. The fact that this may have some nonverbal cues is  
4 actually consistent with what minor victim said, which is he  
5 wasn't aware of it being filmed. It started in the car and  
6 progressed the way that it did and it's never something that he  
7 wanted to do.

8           **THE COURT:** Even if he did --

9           **MS. MCGUINN:** Even if he did, it doesn't matter,  
10 exactly. But I just mean that --

11           **THE COURT:** So, Mr. Nieto, how is your theory in  
12 support of the admission of the last portion of this helpful to  
13 your client given the law?

14           **MR. NIETO:** Again, Your Honor, it's our position that  
15 the age of the participants in this video are over the age of  
16 18.

17           **THE COURT:** What's your basis for contending that?

18           **MR. NIETO:** Our basis is that the -- the sufficiency  
19 of the evidence to establish that he was under 18 in our  
20 position is lacking and fallible. Again, Your Honor, we also  
21 anticipate Mr. Bendann taking the stand. So I'm trying to --

22           **THE COURT:** Well, we have to take great pains to  
23 protect the Defendant's rights in these circumstances so,  
24 Ms. McGuinn, I'm having a better understanding of why it is  
25 that you attempted to play the full nine minutes --

1           **MS. MCGUINN:** Thank you, Your Honor.

2           **THE COURT:** -- of this tape. I'm deeply distressed at  
3 the potential collateral consequences of all of this for 12  
4 citizens who have been brought here and who are doing their  
5 best, I believe, to discharge their duties as jurors, but the  
6 Court has some responsibility to protect them. And I find that  
7 some of what is being portrayed here is extreme. That said,  
8 we'll play the additional two minutes for them.

9           (Whereupon, the bench conference was concluded.)

10          **THE COURT:** Bring the jury in.

11          **THE CLERK:** All rise for the jury.

12          (Jury enters at 5:04 p.m.)

13          **THE COURT:** Be seated, please. Please open your  
14 binders to Tab 4. The segment being played for the jury is  
15 approximately nine minutes and some seconds in length. Some  
16 seven minutes and 27 seconds have been played. You may play  
17 the remainder of the exhibit, Ms. McGuinn.

18          **MS. MCGUINN:** Thank you, Your Honor.

19          (Video playing.)

20          **MS. MCGUINN:** Can you bring up Government's 110 one  
21 more time, please.

22          **BY MS. MCGUINN:**

23          **Q.** Agent Walker, according to the EXIF data, what was the  
24 approximate, again, Eastern Standard Time of this particular  
25 video?

1 A. At 10:54:27 a.m.

2 Q. You just heard [REDACTED] say in this video, ask what  
3 time it was and the Defendant answered 11:00 a.m.?

4 A. Correct.

5 Q. Did you take some still shots, again, as you've done with  
6 the others, to help us see certain aspects of this particular  
7 video?

8 A. Yes.

9 Q. If we can go to -- did you specifically do side-by-sides  
10 to compare some of the stills from this video with others that  
11 we've seen?

12 A. Yes.

13 Q. Can we go to Government's 153, please. Can you orient the  
14 jury as to what's on the left and what's on the right?

15 A. On the left side is the screen capture from the video  
16 6976. And then on the right side is a photo taken by the FBI  
17 at the [REDACTED]'s residence.

18 Q. And Government's Exhibit 154, please.

19 A. Yes. On the left side is a screen capture from video  
20 6969, which was Count 4, you can see the bracelet. And then on  
21 the right side of your screen is a screen capture from 6976 of  
22 the video that we just watched and you see the same bracelet.

23 Q. Thank you. Clear that, thank you.

24 In addition to these images that were charged in the  
25 indictment, did you observe other explicit video or media of

1   ■■■■■■■■■■■■■■■■ and the Defendant?

2   A.    Yes.

3   Q.    Where were all of these explicit video found?

4   A.    In the expunged folder of the iCloud account.

5   Q.    What did you note about them consistent with what Agent  
6   Oberly testified to them about EXIF data being available for  
7   some of these?

8   A.    Some of them did not have EXIF data available and those  
9   that did the victim, ■■■■■■■■■■■■■■■■, it was after his 18th  
10   birthday making him legally an adult.

11           MS. MCGUINN: Your Honor, noting the time this might  
12   be a logical break. If you would like me to keep going, I can.

13           THE COURT: Private channel.

14           (Whereupon, the following conference was held at the  
15   bench:)

16           THE COURT: All right. How much more do you have on  
17   direct?

18           MS. MCGUINN: We're going to go through the other  
19   devices, there are some images that constitute child  
20   pornography, but they would be very quick, not like a video  
21   file. But we do still have to go through the other devices, so  
22   I would imagine another half an hour. But I can go if you  
23   would like me to.

24           Mr. Nieto, how much cross?

25           MR. NIETO: Five to 10 minutes.

1           **THE COURT:** Let's go off the record for a minute.

2           (There was a discussion held off the record.)

3           **THE COURT:** Private channel.

4           Let's try to finish this witness tonight.

5           **MS. MCGUINN:** Yes, sir.

6           (Whereupon, the bench conference was concluded.)

7           **THE COURT:** Ladies and gentlemen, we're going to go a  
8 little bit longer tonight than has been our practice. But I  
9 think that's in the best interest of the efficiency of this  
10 trial. And so I think we may keep you for as long as another  
11 45 or 50 minutes.

12          You may proceed.

13          **MS. MCGUINN:** Thank you.

14 **BY MS. MCGUINN:**

15 **Q.** Agent Walker, did you receive the other analysis from  
16 Agent Oberly with regard to the other devices that he examined?

17 **A.** Yes, I did.

18 **Q.** Specifically, let's start with what the FBI calls 1B1 or  
19 the iPhone 11. Were there any chats at all located on that  
20 device between [REDACTED] and the Defendant?

21 **A.** There were none.

22 **Q.** Was there any child pornography-related videos found on  
23 the Apple iPhone 11?

24 **A.** There were not.

25 **Q.** Were there any images of [REDACTED] found that would,

1 I'm going to use the word "normal," in other words not explicit  
2 images of him on 1B1?

3 A. Yes.

4 Q. If we could have Government's Exhibit 155. Are we on the  
5 laptop? Can you see that Agent Walker? I just want to make  
6 sure I'm on the right computer.

7 A. Yes.

8 Q. Thank you. That's Page 1. Can we scroll to the next  
9 page. Next page. And who do you recognize the person in these  
10 images?

11 A. On the top left is [REDACTED].

12 Q. 12 again, who's that?

13 A. [REDACTED].

14 Q. Who's that?

15 A. That's the learner's permit for [REDACTED].

16 And the driver's license for [REDACTED].

17 Q. With regard to the device the FBI calls 1B2 or the iPhone  
18 6, did Agent Oberly turn over the analysis of that device to  
19 you?

20 A. That's correct.

21 Q. And of [REDACTED], was there any child pornography or  
22 explicit images found of [REDACTED] found on that device?

23 A. No.

24 Q. What about any normal or non-explicit images of minor  
25 victim?

1 A. Yes.

2 Q. If we can bring up Government's 156. This was already in  
3 evidence and testified to by ████████████████████ but do you  
4 recognize this as the images that were found on the iPhone 6?

5 A. Yes.

6 Q. You can scroll through them. Thank you.

7 With regard to the device 1B4, which is the Dell laptop,  
8 did Agent Oberly provide you with the analysis he did of that  
9 particular device?

10 A. Yes, he did.

11 Q. In the Windows files of that device, were there any images  
12 of ████████████████████ found when he was a minor?

13 A. No.

14 Q. And you heard Agent Oberly discuss the mobile backup file  
15 that he was able to find, and were there images of ████████  
16 ████████ found there?

17 A. Yes.

18 Q. And were there any of them explicit or alleged child  
19 pornography found on that Dell device?

20 A. Yes, there were.

21 Q. If we can go to Government's 118.

22 Do you recognize this exhibit that Agent Oberly just  
23 testified to?

24 A. Yes, I do.

25 Q. And, in fact, the top is the Count 2 EXIF data from the

1 iCould and the green is from the Dell; is that correct?

2 A. That is correct.

3 Q. In fact, we're not going to play it again, but it was a  
4 duplicate of that Count 2 video, the three clips from the car,  
5 6966, 67 and 68; is that correct?

6 A. Yes.

7 Q. In fact, they were duplicates at the Halpert's, Count 4 at  
8 the Feiss', and Count 5 from the [REDACTED]'s bathroom, all of  
9 which we just saw?

10 A. That is correct.

11 MS. MCGUINN: Your Honor, we're not going to publish  
12 them but for purposes of the record the Government would move  
13 into evidence Government's 158A, B, C, D, E, F, and G which are  
14 duplicates of the videos that we just saw.

15 THE COURT: Received.

16 MS. MCGUINN: Thank you.

17 BY MS. MCGUINN:

18 Q. And you viewed all of those video files that I just said  
19 aloud and moved into evidence; is that correct?

20 A. Correct.

21 Q. Did they, in fact, appear to be identical to Counts 1  
22 through 5?

23 A. Yes, they were.

24 Q. Did you locate any other child pornography image, not  
25 movie files?



1 A. Yes, we did.

2 Q. We can bring up Government's 119.

3 Do you recognize this as what Agent Oberly testified to,  
4 the charts he made? There are four pages for four images taken  
5 on February 11th of 2018; is that correct?

6 A. That is correct.

7 Q. And with regard to the GPS data, were you able to locate  
8 where these images were created?

9 A. Yes. This was at the Halpert's residence on Malvern  
10 Avenue in Towson.

11 Q. Again, going to Government's Exhibit 90. Give me a minute  
12 to flip my camera.

13 On February 11th of 2018, and February 8th, 9th, 10th,  
14 11th weekend --

15 THE COURT: Of what year?

16 MS. MCGUINN: I'm sorry, that's '19. I apologize. I  
17 grabbed the wrong one. Just a minute. That's my fault. Thank  
18 you, Ms. Jarman. Sorry.

19 February 2018, this is Government's Exhibit 89, I  
20 apologize. On the weekend of February 9th and 10th, according  
21 to the Defendant's calendar, where was he on the 10th?

22 A. At the Halpert's residence.

23 Q. And Government's 167, did you do any side-by-side  
24 comparisons from the images that we're going to see compared to  
25 known images of the Halpert's bathroom?

1 A. That is correct, yes.

2 Q. Just orient us as to what's on the left and what can be  
3 seen on the right?

4 THE COURT: Document camera.

5 MS. MCGUINN: I'm sorry. Thank you.

6 THE WITNESS: Yes. On the left side is an image that  
7 we were just talking about that is a bathroom floor and you can  
8 see the wall. And then on the right side is a photo that was  
9 taken by the FBI at the Halpert's residence.

10 BY MS. MCGUINN:

11 Q. Just because we're going to go through the images a little  
12 bit quickly, in the one to the left can you see a portion of  
13 the minor victim, [REDACTED], in that?

14 A. Yes, you can.

15 Q. Under the white box what can you see?

16 A. You can see the backside of [REDACTED].

17 Q. If we can -- now Government would move to publish  
18 Government 157A, B, C, D which are four image files.

19 We can do those relatively quickly, Agent Corn.

20 THE COURT: Without objection?

21 MR. NIETO: Correct, Your Honor.

22 THE COURT: Received. Publish.

23 BY MS. MCGUINN:

24 Q. Thank you. The last one do you recall -- I can't believe  
25 it's the same name -- Ms. Halpert testifying to that flooring

1 looking into her bathroom being in Charlie's room?

2 A. Yes, I do.

3 Q. Was there any non-child-pornography images of [REDACTED]

4 [REDACTED] found on the 1B4 or the Dell laptop device?

5 A. Yes.

6 Q. We can bring up Government's Exhibit 159, please. If we

7 switch to the left. If we can just scroll through these

8 images.

9 Do you recognize the person in these?

10 A. Yes, I do.

11 Q. Who is the younger person in these images?

12 A. [REDACTED].

13 Q. And, Agent Walker, are you familiar with Snapchat?

14 A. Yes.

15 Q. Are you familiar with what [REDACTED] testified to that

16 Snapchat images disappear when they're sent to each other?

17 A. That's correct.

18 Q. In your experience as an agent, is there a way to

19 circumvent that to capture images sent to you?

20 A. You can use another device to record like the image that's

21 on the phone that has the SnapChat running.

22 Q. And that's way it's not a screenshot and the person

23 doesn't get notified?

24 A. That's correct.

25 Q. If we can bring up Government's Exhibit 160. Before we

1 play it -- we're about to show Government's Exhibit 160. Have  
2 you viewed this video which was taken from the Halpert's?

3 A. Yes.

4 Q. And it is not explicit in the sense that there's no  
5 genitalia or -- of [REDACTED] shown; is that correct?

6 A. That is correct.

7 Q. And do you know the EXIF data or the date associated with  
8 this particular video?

9 A. Yes, the date on this video is the same date as Count 3  
10 when it was also at the Halpert's residence in August.

11 Q. And that's August 26th of 2018?

12 A. That's correct.

13 Q. If we can show Government's Exhibit 160, please.

14 (Video playing.)

15 Q. Thank you. That's sufficient. Do you know how old -- if  
16 this was in August of 2018, how old was [REDACTED] in this  
17 video?

18 A. In August of 2018?

19 Q. Yes, August of 2018.

20 A. Seventeen.

21 Q. Thank you. And in the video, were you able to see any  
22 clothing of the person who was filming?

23 A. Yes.

24 Q. What was that?

25 A. Can I -- I'm sorry, I want to make sure I get the right

1 description.

2 Q. That's fine.

3 (Video playing.)

4 Q. Thank you.

5 With regard to device which FBI calls 1B8, which is the  
6 Sony VAI0 notebook, did you review the analysis provided by  
7 Agent Oberly?

8 A. Yes, I did.

9 Q. Were there any explicit images of ████████████████████ found on  
10 the Sony laptop?

11 A. Yes.

12 Q. And in fact if the Government can enter into evidence  
13 Government's Exhibit 161.

14 Did you recognize Government's Exhibit 161 as that trimmed  
15 image that Agent Oberly talked about that had the orange  
16 heading in his exhibit?

17 A. Yes.

18 Q. If we can bring that up, Government's 123, Page 3.

19 Do you recognize that?

20 A. I do.

21 Q. In fact, that's the same video as Count 1 is the moving  
22 car video taken in September of 2017; is that correct?

23 A. That is correct.

24 MS. MCGUINN: Your Honor, the Government would move to  
25 admit 161 but we will not publish it to the jury.

1           **THE COURT:** Without objection it's received.

2           **MR. NIETO:** Correct.

3 **BY MS. MCGUINN:**

4 **Q.** You had an opportunity to see earlier Government's  
5 Exhibit 162, when Mr. Jack Stuzin testified, do you recall?

6 **A.** I do.

7 **Q.** I'm not going to publish that again, but do you recall  
8 that being the naked lap video?

9 **A.** Yes.

10 **Q.** What was the EXIF data associated with that video? Can  
11 you bring up Government's Exhibit 121, please?

12 **A.** Yep, this was June 15th, 2017.

13 **Q.** And ████████████████████ would have been how old?

14 **A.** 16 years old.

15 **Q.** I'll show you Government's Exhibit 88, which is the  
16 Defendant's calendar from 2016 to 2017. Is it on in front of  
17 you?

18 **A.** Yes, it is.

19 **Q.** And if I can orient you to the weekend or the day of  
20 June 15th, June 16th, June 17?

21 **A.** Yep, on 16 and 17 it says, "Stuzin."

22 **Q.** Thank you. Were there any non-explicit images of the  
23 minor victim found on the Sony laptop?

24 **A.** Yes.

25 **Q.** We can bring up Government's Exhibit 63. Hold on one

1 second. I'll get it one day. Thank you.

2 Do you recognize the persons in these pictures?

3 A. Yes.

4 Q. Who are they?

5 A. The Defendant Christopher Bendann and ████████████████████.

6 Q. And what about Government's 164, which is from the mobile  
7 backup within the Sony Vaio, have you reviewed these images?

8 A. Yes.

9 Q. You can publish those. Thank you.

10 Agent Walker, did the FBI do a search warrant for the  
11 Defendant's Google account?

12 A. Yes.

13 Q. And how many Google accounts did the FBI determine that  
14 the Defendant had?

15 A. Two.

16 Q. We can bring up Government's 165. Do you recognize that  
17 exhibit?

18 A. Yes, I do.

19 Q. And as to this first page, what was the Google subscriber  
20 information for cbendann@gmail.com?

21 A. Yep, the name was Chris Bendann and the recovery email is  
22 cbendann@gilman.edu and the recovery phone number is that  
23 number you see that ends in 9562.

24 Q. Thank you. And page 2, please.

25 Is this a second Google account?

1 A. Correct.

2 Q. When was that one created?

3 A. This one was created 5/3 of 2019.

4 Q. And what is the email address associated with this second  
5 Google account?

6 A. Ckbendann@gmail.com.

7 Q. Thank you. And were you able to see the Google searches  
8 under these two particular accounts?

9 A. Yes.

10 Q. And I'm going to show you Government's Exhibit 166.  
11 Did you help prepare this exhibit?

12 A. Yes, I did.

13 Q. And obviously this is not every Google search used -- done  
14 by these accounts; is that fair to say?

15 A. That is fair, yes.

16 Q. With regard to these searches, if we can highlight maybe  
17 the first half, please, Ms. Jarman. Thank you.

18 Can you orient the jury as to some of the search terms  
19 that were utilized? Let's start with January 9th of 2016.

20 A. "Naked blonde boys."

21 Q. How old would ██████████ have been in January of 2016?

22 A. Fourteen.

23 Q. "Lovely blonde boy is naked." What about "██████████████████  
24 ██████████," that was March 17th of 2016, how old would ████████  
25 ████████ been then?



1 A. Fourteen.

2 Q. And the bottom line, "boys naked outdoors," October 17th  
3 of 2016?

4 A. [REDACTED] would be 15.

5 Q. Thank you. We can do the bottom half. Thank you.

6 With regard to sort of the bottom half, do you recognize  
7 some searches for some particular types of cameras?

8 A. I do, yes.

9 Q. And the third one from the top, whose birthday is  
10 March 20th?

11 A. [REDACTED].

12 Q. With regard to the sort of quarter of the way down,  
13 searched for "time in London right now," July 5th, 2022. Do  
14 you recall [REDACTED] testifying that he had been in London in  
15 July of 2022?

16 A. Yes, I do.

17 Q. Do you know what a ghost trail is on Snapchat?

18 A. I'm not super familiar with it.

19 Q. Thank you. You can clear the exhibit.

20 MS. MCGUINN: Your Honor, just for purposes of  
21 clarity, the Government will move into evidence 132A, 132B,  
22 139A, 139B.

23 THE COURT: Hold on, the clerk has got to keep up.

24 MS. MCGUINN: I'm sorry about that.

25 THE COURT: Try again.

1           **MS. MCGUINN:** 132A, 132B, 139A, 139B, 145 and 150.  
2 And for the purpose of the record, Your Honor, all of those are  
3 the non-trimmed full versions of all of the videos we just  
4 watched. Should the jury need to see those they're entered  
5 into evidence. We only published the shortened versions.

6           **THE COURT:** Without objection those are received.

7           **MR. NIETO:** No objection, Your Honor.

8           **MS. MCGUINN:** Court's indulgence for one moment, Your  
9 Honor.

10           **THE COURT:** Yes.

11           **MS. MCGUINN:** Your Honor, I have no other questions  
12 for Agent Walker.

13           **THE COURT:** Cross-examination.

14                                   **CROSS-EXAMINATION**

15 **BY MR. NIETO:**

16 **Q.** Good evening. Special Agent, yes?

17 **A.** Yes, thank you.

18 **Q.** All right, Special Agent. I just want to draw your  
19 attention to a few things about which you had testified on  
20 direct.

21 With regards to Count 1, we had watched a video  
22 purportedly filmed in September of 2017. Do you remember  
23 seeing that, the first video?

24 **A.** Yes.

25 **Q.** Okay. Now, you sat here and you had listened to [REDACTED]

1   ■■■■■■■ testify last week, do you remember that?

2   A.    I do.

3   Q.    And do you remember when he was talking about sort of the  
4   evolution of this alleged abuse and how it started and how it  
5   continued to develop?

6   A.    Yes.

7   Q.    And he also said that he was unaware of any recordings  
8   that were going on, do you remember that?

9   A.    I do.

10   Q.   Right. And so when we watched the Count 1 video, the  
11   Count 1 video, right, and then the transcript, you can clearly  
12   hear ■■■■■■■■■■■■ say, "Oh, we live," right?

13   A.    I did hear that.

14   Q.    Presumably in relation to the fact that he was then being  
15   recorded, right?

16   A.    I don't know if that's the case.

17   Q.    Well, surely you asked him about it, right?

18   A.    He also was not in service. So I think at some point he  
19   got "we live," meaning he got service and could watch the  
20   pornography on his phone.

21   Q.    Oh, I see. So it wasn't because he was being videotaped?

22   A.    I can't answer that with accuracy. I don't know.

23   Q.    Right. You don't know, right?

24   A.    That's what I said, yes.

25   Q.    Right. But you investigated it, right, to double-check to

1 find out what he really meant when he said that?

2 A. I'm not sure I understand the question?

3 Q. It's okay, I'll keep going. With regards to the second  
4 video, August of 2018, do you remember watching that video?

5 A. I do.

6 Q. Now, that video that was at -- the GPS coordinates put it  
7 at a particular house, did it not?

8 A. Not video 2 or Count 2, it was in a vehicle.

9 Q. You're right. I'm sorry that was my mistake. I'm not  
10 trying to catch you in -- Count 3, that would be the August 26,  
11 2018, alleged recording date for that video. Do you remember  
12 that?

13 A. Yes.

14 Q. And that was at the -- based on the GPS that was at the  
15 Halpert residence in Towson, right?

16 A. Correct.

17 Q. And then the Government had shown you the calendar  
18 purportedly representing that that was a weekend in which  
19 Mr. Bendann housesat, right?

20 A. Correct.

21 Q. So those dates matched up?

22 A. I'd like to see it again before I would say yes.

23 Q. Absolutely.

24 Court's indulgence if I may briefly?

25 THE COURT: Yep.

1 **BY MR. NIETO:**

2 **Q.** Can you see the calendar in front of you?

3 **THE COURT:** Exhibit?

4 **THE WITNESS:** Ninety.

5 **MR. NIETO:** This is Exhibit Number Government 90?

6 **THE COURT:** Government's Exhibit 90 opened to the page  
7 for August, and I can't see the year. Maybe we could move it  
8 slightly. For August of 2018.

9 **MR. NIETO:** I'm so sorry, Your Honor. I think it's my  
10 technological ignorance. We disconnected something for the  
11 last exhibit. Okay.

12 **THE COURT:** All right. Government's Exhibit 90. Pull  
13 it down so we can see in the upper right-hand corner the year.  
14 August of 2018. You may proceed, counsel.

15 **BY MR. NIETO:**

16 **Q.** So, again, the significance of this was that on  
17 August 23rd to the 26th, right, Mr. Bendann was purportedly at  
18 the Halpert's, correct?

19 **A.** Yes.

20 **Q.** But if we look at Government's Exhibit 91, which would be  
21 the calendar from 2019 and 2020, you reviewed that as well,  
22 correct?

23 **A.** Correct.

24 **Q.** All right. So then again, ma'am, if we look at the same  
25 month but a year later and on this particular date, right, ☐☐☐

1   ■■■■■■ would have been over the age of 18 in August of 2019?

2   A.   Yes.

3   Q.   So then if we look at those same dates but for a different  
4   year, right. Again, Mr. Bendann is purportedly at the  
5   Halpert's, correct?

6   A.   Correct.

7   Q.   It carries through even then over to the 25th and the  
8   26th, right?

9   A.   Yes.

10   Q.   And then with regards to the video purportedly taken on  
11   January 2nd of 2019, that was purportedly at the Feiss house.  
12   Do you remember that, ma'am?

13   A.   Yes.

14   Q.   And, again, we had looked at some calendars to suggest  
15   that that -- that he was house-sitting that weekend as well.  
16   Do you remember that, ma'am?

17   A.   I do.

18   Q.   And did you happen to look then at the same dates for the  
19   following year in January of 2020?

20   A.   I looked through them but if you would like to show that  
21   date, that would be great.

22   Q.   All right. Going back to Government's Exhibit 91. Right.  
23   Here we have January of 2020, correct, ma'am?

24   A.   That is correct.

25   Q.   And again based on your investigation in this case, at

1 this point in time, [REDACTED] would have been over the age of  
2 18, correct?

3 A. Correct.

4 Q. And so, then again, for the same days in question, do you  
5 see any notations on this calendar as to where Mr. Bendann may  
6 have been?

7 A. Feiss.

8 Q. And then again, ma'am, we had watched I guess the last  
9 video that was purportedly taken in February 9th of 2019, that  
10 one was at the [REDACTED] home for the GPS coordinates, right?

11 A. That is correct.

12 Q. For that particular weekend Mr. Bendann was not  
13 housesitting or staying at that house, was he?

14 A. Not overnight, no.

15 Q. No, exactly.

16 So he was staying at the Halpert house at that time,  
17 correct?

18 A. That is correct.

19 Q. Now, ma'am, you had done a review of Google searches from  
20 Mr. Bendann's computer, correct?

21 A. That is correct.

22 Q. All right. I want to say that was Government's  
23 Exhibit 106.

24 Court's indulgence, please.

25 Do you see this, ma'am?

1 THE COURT: 166 for the record.

2 BY MR. NIETO:

3 Q. All right. The first portion, right, up to March 20th  
4 astrological sign. Do you see that?

5 A. Yes.

6 Q. March 20th astrological sign. Did you do this Google  
7 search review?

8 A. Yes.

9 Q. So the data in here is accurate and correct?

10 A. Yes.

11 Q. And you did that and did Special Agent Corn doublecheck  
12 your work?

13 A. Yes, we worked together, yes.

14 Q. So two special agents reviewed this and made sure the  
15 information was accurate, right?

16 A. Yes.

17 Q. So March 20th astrological sign, that search was done in  
18 April of 2019, right?

19 A. Yes.

20 Q. Again, at that particular age [REDACTED] would have been  
21 over the age of 18, right?

22 A. Correct.

23 Q. Okay. So then when we look at the initial, the searches  
24 that precede it, I think Government counsel asked you about the  
25 first search for naked blonde boys, that was on January 9th,



1 2016, right?

2 A. Yes.

3 Q. Do you remember that question, ma'am?

4 A. I do; yes, sir.

5 Q. Then the follow-up question, right, was how old was [REDACTED]  
6 [REDACTED] at that time? Do you remember the Government asking  
7 that question?

8 A. Yes.

9 Q. All right. Now, have you looked at this website to  
10 determine if there was any photos of [REDACTED] posted on that  
11 website?

12 A. No.

13 Q. You did not check the website?

14 A. Correct.

15 Q. Okay. As far as you know, do you have any reason to  
16 believe that any photos of [REDACTED] were to be found on that  
17 website?

18 A. I don't believe so.

19 Q. Right. If you did think so, we might be having a  
20 different conversation, right?

21 If I scroll down back, so if we scroll a little further  
22 then, here we have --

23 THE COURT: Was that a question?

24 MR. NIETO: I'm sorry, Your Honor. Withdrawn.

25 THE COURT: Next question.

1 BY MR. NIETO:

2 Q. The part that says sort of in the middle of the page,  
3 "visited, 10 best spy cameras." Do you see that, ma'am?

4 A. Yes.

5 Q. All right. We can see that search was conducted on --  
6 well, when was that search conducted?

7 A. January 24th of 2022. Sorry, of 2020.

8 Q. 2020. Okay. And yet the Google search that was conducted  
9 was the 10 best spy cameras you can buy in 2023, correct?

10 A. Yes.

11 Q. All right. And then if we look at the site that was  
12 visited after that, again, that was a search on January 24th,  
13 2020; is that correct, ma'am?

14 A. Correct, yes.

15 Q. Okay. Again, those are the seven best nanny cams of what  
16 year?

17 A. 2023.

18 Q. 2023. That's 2:43 a.m. UTC time, correct?

19 A. Yes.

20 Q. But UTC we're not moving forward four years, are we?  
21 That's just a four-hour or five-hour adjustment?

22 A. Correct. Four or five hours.

23 Q. Four or five hours. Okay.

24 Now, during Mr. Oberly's testimony -- strike that.

25 Mr. Proctor and I had done an evidence review at the FBI

1 headquarters in anticipation of trial. Do you remember that,  
2 ma'am?

3 A. At Baltimore's office, not headquarters.

4 Q. My apologies. At the Baltimore office, yes, ma'am.

5 A. Yes.

6 Q. All right. And after visiting there, we had identified a  
7 variety of still shots that we wanted to be reproduced. Do you  
8 remember that?

9 A. I do.

10 Q. All right. And one of those reproduced photos, the  
11 Government actually included as one of their exhibits. Do you  
12 remember that, ma'am?

13 A. Yes.

14 Q. All right. Court's indulgence.

15 All right. This is Government's Exhibit 117. Do you  
16 recognize this?

17 A. Yes.

18 Q. Now, this is a still shot taken from a video of this  
19 particular bedroom. Do you remember that, ma'am?

20 A. That's my understanding, yes.

21 Q. I mean, you reviewed all of these materials, did you not?

22 A. Yes.

23 Q. Okay. And so this is just one camera angle of the same  
24 room. Is that your recollection?

25 A. Yes.

1 Q. All right. And if I were to show you what's been now  
2 marked as Defense Exhibit 5.

3 Court's indulgence.

4 Do you recognize that photo, ma'am?

5 A. I do.

6 Q. That's from the same room, is it not?

7 A. Yes.

8 Q. And that's from the same day, is it not?

9 A. I can't be certain.

10 Q. Okay. Well, let's take a look here, right. So in this  
11 particular photo, that's purportedly dated to be December 30th,  
12 2018, at about 5:11 in the afternoon, right, here we have this  
13 bed on the right, and we have Mr. Bendann on the left.

14 Do you see that, ma'am?

15 A. I do, yes.

16 Q. And we can see on the headboard, we see that pillow on  
17 top. Do you see that in the plaid style?

18 A. I do. Yep.

19 Q. And then we have another plaid pillow with two other  
20 pillows on the bed with comforters messed at the foot.

21 Do you see that, ma'am?

22 A. Yes, sir.

23 Q. All right. Now, I'd like to show you what's been marked  
24 as --

25 **THE COURT:** I think that that might have been

1 Defendant's 6, not 5.

2 MS. MCGUINN: Forgive me, Your Honor. Defendant's 6.

3 BY MS. MCGUINN:

4 Q. I'd like to show you what's been marked as Defense Exhibit

5 7. All right.

6 So again, ma'am, this is another screenshot from that same  
7 video of Mr. Bendann seated at the foot of the bed, right?

8 A. Yes.

9 Q. All right. And now in this photo, right, again we can see  
10 that same pillow on top of the headboard.

11 Do you see that, ma'am?

12 A. I do.

13 Q. And you see those three pillows at the head of the bed as  
14 well, correct?

15 A. Yes, sir.

16 Q. And you can see the comforter at the base of the bed sort  
17 of falling off the bed, right?

18 A. Yes.

19 Q. Then to the left right above a date that purportedly says  
20 "March 27 of 2017," you can see what is another pillow and a  
21 comfortable on top.

22 Do you see that, ma'am?

23 A. Yes.

24 Q. And if I were to bring back Defense Exhibit 6, 10 and  
25 behold, do you see the same thing there?

1 A. Yes.

2 Q. Right. So these two exhibits are of the same day, right,  
3 in the same room? Does that make sense to you, ma'am?

4 A. Yes.

5 Q. However, however, we can see that the dates on them do not  
6 match up?

7 A. Correct. Agent Oberly discussed that, that we wouldn't  
8 use that reliability of just those dates.

9 Q. Absolutely. Now, these particular videos that were  
10 recorded, right, there's two cameras that are recording.

11 And, ma'am, do you use an iPhone?

12 A. I do.

13 Q. All right. And so you're familiar then on recording with  
14 an iPhone?

15 A. Not really.

16 Q. All right. Let me show you these, ma'am.

17 Is it, as far as you can understand based on your training  
18 and experience, when one records a video on their iPhone does  
19 it have a time and date listed in the corner?

20 A. I don't believe so.

21 Q. That would be inconsistent with an iPhone video camera,  
22 wouldn't it?

23 A. Correct.

24 Q. But these are hidden cameras?

25 A. I can't say for certain.

1 Q. You can't say. Do you remember this video?

2 A. Yes.

3 Q. Okay. And so do you remember then what the recording  
4 device was that was put at the foot of the bed?

5 A. No.

6 Q. Are you certain, ma'am? I mean, you know it's not a  
7 phone, right?

8 A. I don't believe so, no.

9 Q. Right. Do you remember looking at that video and seeing a  
10 camera or tripod set up?

11 A. At the foot of the bed, no.

12 Q. Right. It was a secretive camera to record what was going  
13 on in that room; isn't that true?

14 A. Correct.

15 Q. Right. So if we were to go back then to your Google  
16 search -- I think that was Exhibit 166, perhaps. 166, right.  
17 Here we have Mr. Bendann Googling spy cameras and nanny cams,  
18 right?

19 A. Yes.

20 Q. What year were those searches made?

21 A. 2020.

22 Q. 2020, right. How old was [REDACTED] on January 24th,  
23 2020?

24 A. Eighteen.

25 Q. And so, again, those Google searches are not on

1 December 20th, 2018 or March 27th, 2017, were they?

2 A. No.

3 MR. NIETO: Thank you. Nothing further, Your Honor.

4 THE COURT: Redirect?

5 REDIRECT EXAMINATION

6 BY MS. MCGUINN:

7 Q. Agent Walker, those dates that were just shown to you from  
8 the defense exhibits dated in 2017 or 2018, if that was  
9 reliable EXIF data showing that [] would have been  
10 16 and 17 years old would we have charged those?

11 A. We would have charged those if we relied on those dates  
12 alone.

13 Q. And why didn't we rely on those dates?

14 A. Because we can't tell if they're accurate or not.

15 MS. MCGUINN: Thank you. I have nothing further, Your  
16 Honor.

17 THE COURT: May the witness be excused from the stand  
18 to rejoin you at the Government table?

19 MS. MCGUINN: Yes. I'm sorry. Yes, Your Honor.

20 THE COURT: And may she be excused as a witness as far  
21 as the defense is concerned?

22 MR. NIETO: Yes, Your Honor.

23 MS. MCGUINN: She'll be recalled for the second  
24 portion of this case.

25 THE COURT: Oh, I forgot. That's right. We do have



1 that procedure in place. All right, ma'am, you may step down.

2 MS. MCGUINN: Thank you.

3 THE COURT: Ladies and gentlemen, if you would grab  
4 your transcript books and hand them to the clerks who will be  
5 collecting them.

6 Ladies and gentlemen, it is time for us to recess for the  
7 day. During this recess and overnight, please follow these  
8 instructions: Do not discuss this case with anyone. Do not  
9 discuss with your fellow jurors. Do not discuss with any of  
10 your friends or family. Do not allow yourselves to be exposed  
11 to any news articles or reports that touch about the case or  
12 the issues that it presents or the participants in the trial;  
13 that includes social media. Avoid all contact of any kind with  
14 any of the participants in the trial. Do not make any  
15 independent investigation of the law or the facts relevant to  
16 the case. Do not conduct internet searches with respect to the  
17 issues presented or the persons participating in the trial. Do  
18 not consult external sources such as encyclopedias or  
19 dictionaries in reference to the issues and terms that have  
20 been presented to you here.

21 You are excused to return tomorrow 9:30. Again, I  
22 appreciate your efforts to be here by that time. Shoot for  
23 9:15.

24 Take the jury out.

25 (Jury exits at 5:49 p.m.)

1           **THE COURT:** Be seated, please. How much more you got,  
2 Ms. McGuinn?

3           **MS. MCGUINN:** Your Honor, the Government has about  
4 five civilian witnesses tomorrow, all of whom will be  
5 relatively short, the way Mr. Stuzin and Mr. Witherspoon were,  
6 I would imagine. Then recalling Agent Walker for the  
7 cyberstalking portion of the investigation.

8           **THE COURT:** And then is she the final witness?

9           **MS. MCGUINN:** She will be the final witness.

10          **THE COURT:** Okay. Does the Government anticipate  
11 resting tomorrow?

12          **MS. MCGUINN:** Yes, Your Honor.

13          **THE COURT:** Okay. Hard to predict but at what point  
14 in the day, sounds like in the afternoon?

15          **MS. MCGUINN:** I think, yes, in the early part of the  
16 afternoon I would think.

17          **THE COURT:** Okay. You're not required to tell me  
18 anything, Mr. Nieto, but if you wish to you can tell me about  
19 your case and its anticipated length.

20          **MR. NIETO:** Your Honor, we don't anticipate calling  
21 more than one defense witness, if any.

22          **THE COURT:** Okay.

23          **MR. NIETO:** The length of that case I would hazard to  
24 guess to suggest between an hour to an hour and a half perhaps.

25          **THE COURT:** Right. Okay. We still need to conduct an

1 instructions conference in this case. I expect that we'll do  
2 that at the close of the court day tomorrow. So we'll sort of  
3 see where we end up, but I would expect to end, even if the  
4 testimony is running long, we'll probably still stop at say  
5 4:30 or so, so that we have enough time for our instructions  
6 conference without going late into the night.

7 And that puts us in a position where we may be arguing  
8 this case and instructing on Wednesday. That's how it's  
9 starting to look to me.

10 Ms. McGuinn.

11 **MS. MCGUINN:** Tomorrow's Tuesday.

12 **THE COURT:** It's still only Monday, Ms. Hagan.

13 (Laughter.)

14 **MS. MCGUINN:** Correct. It's been a day, Your Honor.  
15 Yes, based on that, that tomorrow is in fact Tuesday, yes, I  
16 would agree with you Wednesday.

17 **THE COURT:** All right. What does defense counsel  
18 think? Does that sound like a reasonable estimate of where we  
19 are and how this schedule is probably going to proceed?

20 **MR. NIETO:** It does, Your Honor.

21 **THE COURT:** Okay. Well, let's all operate on that  
22 premise. We'll see how things develop. But please do plan to  
23 be ready for the jury instructions conference at or near the  
24 end of the court day tomorrow.

25 Anything else we can productively address before we

1 adjourn for the evening, Ms. McGuinn?

2 **MS. MCGUINN:** Not from the Government, Your Honor.

3 **THE COURT:** Mr. Nieto?

4 **MR. NIETO:** No, Your Honor. Thank you.

5 **THE COURT:** The Defendant is remanded to the custody  
6 of the marshal. Counsel are excused. Court's adjourned until  
7 tomorrow at 9:30.

8 **THE CLERK:** All rise. This honorable court now stands  
9 adjourned.

10 (Court adjourned at 5:53 p.m.)  
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CERTIFICATE OF OFFICIAL REPORTER

I, Ronda J. Thomas, Registered Merit Reporter, Certified Realtime Reporter, in and for the United States District Court for the District of Maryland, do hereby certify, pursuant to 28 U.S.C. § 753, that the foregoing is a true and correct transcript of the stenographically-reported proceedings held in the above-entitled matter and the transcript page format is in conformance with the regulations of the Judicial Conference of the United States.

Dated this 17th day of February 2025.

*Ronda J. Thomas*

Ronda J. Thomas, RMR, CRR  
Federal Official Reporter

**MR. NIETO:**

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MS. MCCUINN

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PROSPECTIVE

**JUROR: [1]**  
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**THE CLERK:**

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**THE COURT:**

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164/2 203/25	180/13	<b>13.5.1 [1]</b>	<b>151 [2]</b> 208/7	<b>1803 [1]</b> 164/3
220/25 242/3	<b>116 [1]</b> 154/12	155/15	210/4	<b>18th [4]</b> 34/1
242/9	<b>117 [2]</b> 150/14	<b>130 [1]</b> 190/23	<b>152 [1]</b> 209/23	34/13 169/17
<b>100 [2]</b> 77/18	243/15	<b>131 [1]</b> 191/4	<b>153 [1]</b> 219/13	220/9
185/20	<b>118 [2]</b> 155/22	<b>132A [6]</b>	<b>154 [1]</b> 219/18	<b>19 [1]</b> 31/1
<b>105 [1]</b> 125/1	223/21	136/22 192/7	<b>155 [1]</b> 222/4	<b>19A [2]</b> 29/23
<b>105474467.extra</b>	<b>119 [2]</b> 161/11	192/15 194/8	<b>156 [1]</b> 223/2	30/18
<b>cted.zip [1]</b>	225/2	233/21 234/1	<b>157A [2]</b>	<b>19B [2]</b> 30/20
137/13	<b>11:00 a.m [1]</b>	<b>132B [4]</b> 192/7	161/15 226/18	30/21
<b>106 [1]</b> 239/23	219/3	194/18 233/21	<b>158A [1]</b>	<b>19C [2]</b> 30/13
<b>107 [2]</b> 136/19	<b>11:37 [1]</b>	234/1	224/13	30/14
191/11	83/10	<b>132C [2]</b> 192/7	<b>159 [1]</b> 227/6	<b>19D [1]</b> 31/5
<b>108 [3]</b> 140/4	<b>11:38 [1]</b>	195/9	<b>15th [3]</b>	<b>19th [1]</b>
140/4 198/3	83/16	<b>133A [2]</b>	167/17 230/12	110/22
<b>109 [2]</b> 141/21	<b>11:50 [2]</b> 83/8	192/18 194/9	230/20	<b>1:00 [1]</b>
203/10	83/13	<b>133B [1]</b>	<b>16 [9]</b> 5/2	112/25
<b>10:00 p.m [1]</b>	<b>11:55 [1]</b>	194/17	183/14 186/25	<b>1:00 in [1]</b>
59/22	83/16	<b>134 [1]</b> 193/22	192/9 195/11	200/3
<b>10:04 [1]</b> 7/22	<b>11:56 [1]</b>	<b>135 [1]</b> 195/19	195/11 230/14	<b>1:07:55 seconds</b>
<b>10:54 a.m [1]</b>	83/24	<b>136 [1]</b> 196/1	230/21 248/10	[1] 141/1
142/22	<b>11th [7]</b> 15/13	<b>137 [1]</b> 196/6	<b>16.2 [1]</b>	<b>1:30:43 seconds</b>
<b>10:54:27 a.m</b>	162/17 162/18	<b>138 [1]</b> 196/15	144/12	[1] 142/7
<b>[1]</b> 219/1	163/7 225/5	<b>139A [4]</b> 140/5	<b>160 [3]</b> 227/25	<b>1:45 [1]</b> 113/5
<b>10th [5]</b> 15/13	225/13 225/14	200/23 233/22	228/1 228/13	<b>1:45 or [1]</b>
33/8 225/13	<b>12 [3]</b> 63/4	234/1	<b>161 [3]</b> 229/13	113/1
225/20 225/21	218/3 222/12	<b>139B [3]</b>	229/14 229/25	<b>1:50:43 a.m [1]</b>
<b>11 [22]</b> 125/9	<b>12.1.2 [1]</b>	200/23 233/22	<b>162 [6]</b> 41/8	163/10
143/23 155/7	142/25	234/1	41/20 41/24	<b>1:54 [1]</b> 113/8
155/10 155/13	<b>12/8/15 [1]</b>	<b>14 [1]</b> 177/16	43/5 167/12	<b>1:55 [1]</b> 114/1
155/17 155/19	166/3	<b>140A [3]</b>	230/5	<b>1AK6146 [2]</b>
156/9 156/10	<b>120 [1]</b> 164/7	200/24 201/4	<b>164 [1]</b> 231/6	88/16 102/10
	<b>121 [2]</b> 167/8	201/9		<b>1B [1]</b> 125/7
				<b>1B1 [9]</b> 125/3

<b>1</b>	34/9 99/18	238/23 242/7	199/18 242/7	<b>35 [2]</b> 8/14
<b>1B1... [8]</b>	167/17 169/17	247/21 247/22	<b>25 [4]</b> 9/19	<b>36 [4]</b> 2/9
125/4 125/9	186/22 229/22	247/23	112/25 175/7	89/22 89/23
125/11 125/20	230/12 230/16	<b>2021 [5]</b> 34/17	182/10	91/25
143/22 182/19	234/22 245/20	100/7 100/11	<b>250 [1]</b> 149/2	<b>37 [3]</b> 91/22
221/18 222/2	248/1 248/8	119/6 152/25	<b>25th [7]</b> 17/12	91/23 203/25
<b>1B2 [6]</b> 125/3	<b>2018 [44]</b>	<b>2022 [6]</b> 34/17	17/21 199/7	<b>38 [8]</b> 92/3
125/11 145/21	14/13 14/21	100/11 110/22	199/13 199/17	92/5 92/9
146/2 182/7	15/16 15/22	233/13 233/15	199/18 238/7	92/14 92/15
222/17	16/11 16/16	242/7	<b>26 [10]</b> 1/12	105/13 145/22
<b>1B3 [4]</b> 125/25	17/1 17/19	<b>2023 [20]</b> 30/9	2/2 14/11 15/9	201/2
146/11 181/22	18/3 21/7 22/7	49/22 54/10	21/7 132/12	<b>39 [1]</b> 92/11
197/5	22/21 24/13	85/21 86/12	140/24 181/7	<b>3:19 [1]</b>
<b>1B4 [12]</b> 147/7	25/9 28/7	89/4 89/5	201/1 236/10	175/10
151/14 151/15	34/11 38/17	119/7 124/11	<b>26th [9]</b> 17/21	<b>3:20 [1]</b>
152/15 153/9	99/23 100/1	144/18 144/24	28/15 28/16	175/20
156/12 156/12	140/24 161/24	178/20 179/2	111/3 199/14	<b>3:46 [1]</b>
168/7 168/9	162/11 162/17	183/8 183/12	199/17 228/11	175/20
168/22 223/7	162/19 163/7	184/25 185/10	237/17 238/8	<b>3:47 [1]</b> 176/4
227/4	164/3 191/22	242/9 242/17	<b>27 [6]</b> 14/15	<b>3rd [4]</b> 34/16
<b>1B8 [5]</b> 125/20	198/17 199/17	242/18	14/16 150/23	89/4 89/5
147/9 163/16	204/22 225/5	<b>2024 [5]</b> 1/12	213/19 218/16	144/18
168/7 229/5	225/13 225/19	2/2 85/10	245/20	
<b>1st [2]</b> 146/8	228/11 228/16	85/13 132/12	<b>27th [2]</b> 111/4	<b>4</b>
151/7	228/18 228/19	<b>2025 [1]</b>	248/1	<b>40 [8]</b> 78/3
<b>2</b>	236/4 236/11	253/12	<b>28 [7]</b> 9/19	79/13 80/6
<b>2/9 [1]</b> 207/12	237/8 237/14	<b>204 [1]</b> 190/11	16/10 17/20	80/12 82/6
<b>20 [4]</b> 29/9	244/12 248/1	<b>205 [1]</b> 197/21	22/7 200/9	83/23 92/18
33/8 33/9 49/4	248/8	<b>206 [2]</b> 42/5	208/8 253/6	93/6
<b>200 [1]</b> 121/10	<b>2018/2019 [1]</b>	202/11	<b>29 [1]</b> 16/14	<b>40-day [1]</b>
<b>2000 [1]</b> 151/7	208/11	<b>207 [1]</b> 206/13	<b>2:00 [1]</b> 113/2	80/11
<b>2001 [1]</b> 32/7	<b>2019 [35]</b>	<b>20th [7]</b>	<b>2:43 a.m [1]</b>	<b>41 [4]</b> 93/11
<b>2005 [1]</b> 178/3	21/19 21/21	183/11 183/20	242/18	93/11 93/12
<b>2009 [1]</b> 88/15	22/4 22/18	233/10 240/3	<b>2nd [6]</b> 28/21	93/24
<b>2010 [5]</b> 27/11	22/18 22/21	240/6 240/17	29/10 142/7	<b>410 [2]</b> 144/14
27/16 27/18	22/22 29/10	248/1	204/12 205/2	155/18
27/19 178/3	33/12 38/17	<b>21 [1]</b> 191/22	238/11	<b>412 [4]</b> 64/4
<b>2012 [1]</b> 26/5	54/21 81/19	<b>21204 [1]</b>	<b>3</b>	64/8 65/21
<b>2012, '13, '14</b>	85/13 85/16	69/15	<b>30 [4]</b> 60/9	66/7
<b>[1]</b> 26/6	100/1 100/4	<b>21212 [1]</b>	76/11 81/24	<b>42 [3]</b> 93/11
<b>2014 [2]</b> 38/17	109/23 110/15	88/15	200/7	94/6 94/7
182/10	142/7 142/22	<b>21st [2]</b> 85/21	<b>30-day [1]</b>	<b>43 [2]</b> 94/13
<b>2015 [7]</b> 10/8	146/8 181/21	205/2	76/16	94/14
11/2 11/4	203/16 204/12	<b>22 [1]</b> 36/10	<b>300 [1]</b> 118/22	<b>44 [2]</b> 94/22
70/10 81/17	204/22 205/2	<b>23 [2]</b> 9/19	<b>30A [1]</b> 19/2	94/23
85/16 99/13	207/12 208/11	12/12	<b>30B [1]</b> 19/9	<b>45 [6]</b> 95/16
<b>2016 [10]</b> 34/9	208/18 232/3	<b>23-cr-0278-JKB</b>	<b>30C [1]</b> 19/15	95/17 95/23
99/13 99/18	237/21 238/1	<b>[1]</b> 1/5	<b>30D [1]</b> 19/19	95/24 192/8
181/7 230/16	238/11 239/9	<b>23rd [4]</b>	<b>30E [1]</b> 20/6	221/11
232/19 232/21	240/18	155/12 183/25	<b>30F [1]</b> 20/11	<b>46 [5]</b> 95/20
232/24 233/3	<b>2020 [16]</b> 10/9	184/25 237/17	<b>30K [1]</b> 49/4	95/21 96/4
241/1	36/22 37/12	<b>24 [1]</b> 199/7	<b>30th [2]</b> 86/12	96/5 96/16
<b>2017 [18]</b> 10/8	100/4 100/7	<b>24th [9]</b> 16/16	244/11	<b>47 [2]</b> 96/20
11/1 11/4 26/9	155/12 182/23	17/1 17/21	<b>31 [1]</b> 152/25	96/21
	237/21 238/19	199/13 199/17		<b>48 [1]</b> 97/8



<b>4</b>	224/5	146/11	225/13 225/20	40/10 45/7
<b>49 [3]</b> 97/11	<b>68 [2]</b> 93/4	<b>85 [4]</b> 93/1	240/25	41/5 47/5
97/22 187/7	224/5	93/3 147/10		47/23 48/8
<b>4:00 [1]</b> 175/7	<b>69 [1]</b> 103/9	172/25	<b>A</b>	48/18 48/20
<b>4:15 a.m [1]</b>	<b>6965 [1]</b>	<b>86 [5]</b> 101/1	<b>a.m [26]</b> 1/12	49/19 51/8
169/17	197/12	101/3 147/9	3/1 7/22 83/10	52/3 52/6
<b>4:30 or [1]</b>	<b>6966 [5]</b>	163/16 173/9	83/16 83/16	52/13 52/24
251/5	192/15 196/17	<b>87 [2]</b> 99/10	83/24 89/7	56/24 57/16
<b>4:52 [1]</b>	196/25 197/13	99/11	113/4 138/10	59/7 61/17
210/21	224/5	<b>877 [1]</b> 155/2	139/8 139/21	63/24 65/3
	<b>6967 [2]</b> 137/4	<b>88 [2]</b> 99/17	141/1 141/13	67/16 68/7
<b>5</b>	194/25	230/15	142/22 161/25	70/1 71/20
<b>5/3 [1]</b> 232/3	<b>6968 [2]</b> 137/4	<b>89 [2]</b> 99/22	162/11 162/22	71/25 71/25
<b>50 [3]</b> 98/9	197/18	225/19	163/10 166/17	73/3 75/9 83/1
98/11 221/11	<b>6969 [2]</b> 207/3	<b>8th [3]</b> 208/18	166/20 169/17	89/12 98/1
<b>51 [2]</b> 98/14	219/20	208/20 225/13	200/2 219/1	98/14 105/4
208/4	<b>6974 [3]</b> 200/5		219/3 242/18	105/13 108/18
<b>52 [1]</b> 98/18	200/20 202/23	<b>9</b>	<b>ability [4]</b>	117/16 118/21
<b>53 [2]</b> 2/12	<b>6975 [2]</b>	<b>9/16/17 [1]</b>	3/16 3/18	119/20 119/25
98/21	200/20 203/3	169/20	131/6 133/25	121/10 121/25
<b>54 [1]</b> 99/2	<b>6976 [2]</b>	<b>90 [9]</b> 99/25	<b>able [57]</b> 8/11	122/2 126/4
<b>55 [1]</b> 99/6	219/16 219/21	110/4 204/21	19/22 72/3	126/18 126/23
<b>56 [2]</b> 100/17		208/10 208/15	72/12 73/11	131/8 131/25
100/18	<b>7</b>	225/11 237/5	76/24 77/2	134/14 137/18
<b>57 [1]</b> 100/21	<b>70 [1]</b> 103/11	237/6 237/12	77/4 108/13	138/16 138/19
<b>58 [2]</b> 101/14	<b>71 [1]</b> 103/13	<b>91 [3]</b> 100/3	116/4 121/12	150/8 151/8
101/15	<b>72 [1]</b> 103/15	237/20 238/22	122/18 126/21	151/19 153/15
<b>59 [1]</b> 101/18	<b>73 [1]</b> 103/17	<b>92 [1]</b> 100/6	130/8 135/19	154/15 157/10
<b>5:04 [1]</b>	<b>7318 [2]</b> 24/14	<b>93 [2]</b> 99/10	136/7 136/9	159/17 159/21
218/12	24/15	100/10	141/4 141/18	160/8 162/25
<b>5:11 in [1]</b>	<b>74 [1]</b> 103/20	<b>94 percent [1]</b>	142/11 143/1	169/24 172/17
244/12	<b>75 [1]</b> 103/22	82/3	143/15 145/6	173/20 174/25
<b>5:20 a.m [1]</b>	<b>750 [1]</b> 149/5	<b>9562 [4]</b>	149/6 153/6	175/14 179/18
89/7	<b>753 [1]</b> 253/7	144/14 155/18	153/8 155/1	180/16 180/18
<b>5:49 [1]</b>	<b>76 [1]</b> 103/24	180/20 231/23	155/9 155/19	182/15 183/20
249/25	<b>77 [1]</b> 104/1	<b>96 [1]</b> 86/23	161/8 161/19	183/23 184/18
<b>5:53 [1]</b>	<b>78 [1]</b> 104/3	<b>960-9562 [2]</b>	162/7 162/12	185/5 185/6
252/10	<b>7801 [1]</b> 65/16	144/14 155/18	163/2 164/4	185/20 186/7
<b>5th [1]</b> 233/13	<b>79 [1]</b> 104/5	<b>9802E [1]</b>	165/5 168/19	186/10 186/15
	<b>7:27 [1]</b>	155/3	170/3 190/2	187/10 191/7
<b>6</b>	213/18	<b>9:00 [1]</b> 43/17	199/7 199/12	192/18 193/6
<b>6/19/2020 [1]</b>	<b>7:30 a.m [2]</b>	<b>9:15 [1]</b>	200/19 203/7	198/5 199/10
182/23	166/17 166/20	249/23	203/20 203/20	200/8 203/1
<b>6/21 [1]</b>	<b>8</b>	<b>9:30 [2]</b>	204/1 204/15	205/13 213/6
191/22	<b>8/26/2018 [1]</b>	249/21 252/7	204/24 206/7	215/18 216/11
<b>60 [1]</b> 101/20	198/17	<b>9:42:47 a.m [1]</b>	207/24 208/5	220/5 220/6
<b>61 [1]</b> 101/22	<b>80 [1]</b> 104/7	162/22	208/13 208/14	222/24 226/7
<b>62 [3]</b> 24/10	<b>81 [1]</b> 104/9	<b>9:43:14 seconds</b>	223/15 225/7	228/1 229/15
102/7 102/8	<b>82 [3]</b> 96/10	<b>[1]</b> 161/25	228/21 232/7	231/6 232/23
<b>63 [2]</b> 102/12	96/12 143/25	<b>9:43:15 a.m [1]</b>	<b>about [119]</b>	233/24 234/19
230/25	<b>825 [1]</b> 69/15	162/11	4/15 5/2 10/21	235/3 235/17
<b>64 [1]</b> 102/15	<b>83 [2]</b> 97/17	<b>9:56 [2]</b> 1/12	13/5 14/9	240/24 244/12
<b>65 [1]</b> 102/18	97/18	3/1	14/19 18/12	249/11 250/3
<b>66 [2]</b> 102/20	<b>84 [5]</b> 97/17	<b>9th [10]</b> 15/13	18/18 19/9	250/18
105/4	98/1 98/6 98/7	22/18 185/10	20/11 34/19	<b>above [6]</b>
<b>67 [2]</b> 102/22		208/18 208/20		19/12 133/19

<b>A</b>	184/19 185/2	76/5 76/11	252/1	145/19 169/11
<b>above...</b> [4]	185/14 187/2	76/11 77/11	<b>adjourned</b> [3]	115/24 184/3
135/17 173/21	185/14 187/2	78/1 78/3 78/9	252/6 252/9	220/9 242/12
245/19 253/9	192/1 198/21	78/10 79/2	252/10	243/6
<b>above-entitled</b>	203/18 207/16	79/20 80/2	<b>adjustment</b> [1]	<b>afternoon</b> [16]
[1] 253/9	220/4 231/11	80/25 81/1	242/21	5/6 5/11 6/24
<b>absent</b> [1]	231/25 232/5	81/3 116/14	<b>admin</b> [1]	8/5 84/18
170/22	<b>accounts</b> [7]	117/10 121/16	117/18	84/19 113/12
<b>Absolutely</b> [8]	122/22 122/22	125/22 126/25	<b>Administration</b>	114/4 114/23
4/18 7/7 75/11	144/21 146/9	127/24 128/16	[1] 118/12	114/24 174/20
134/15 214/19	231/13 232/8	128/21 128/23	<b>administrator</b>	177/13 177/14
216/10 236/23	232/14	129/3 130/3	[1] 164/19	244/12 250/14
246/9	<b>accuracy</b> [1]	130/24 130/25	<b>admission</b> [1]	250/16
<b>abuse</b> [2]	235/22	132/7 132/8	217/12	<b>afterwards</b> [1]
216/12 235/4	<b>accurate</b> [5]	133/25 134/3	<b>admit</b> [1]	45/4
<b>academy</b> [2]	14/12 111/9	134/11 135/3	229/25	<b>again</b> [85] 8/1
85/19 115/10	240/9 240/15	135/9 137/15	<b>admitted</b> [2]	16/18 26/9
<b>accept</b> [1]	248/14	138/4 146/25	121/2 213/20	31/6 33/24
120/14	<b>accusations</b> [1]	148/16 149/12	<b>adult</b> [4]	46/21 47/25
<b>access</b> [9]	47/9	150/1 150/21	187/19 188/6	48/23 49/21
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76/17 77/3	[1] 31/21	154/6 154/23	<b>adults</b> [3]	69/7 76/6
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171/11 171/12	121/3	170/6 170/15	56/21	78/4 79/14
171/19	<b>across</b> [4]	170/24 170/25	<b>advance</b> [1]	79/23 81/20
<b>AccessData</b> [1]	19/21 152/3	172/16 173/1	166/17	82/3 91/20
116/24	168/4 171/4	181/8 182/18	<b>adverse</b> [1]	94/8 95/18
<b>AccessData's</b>	<b>active</b> [2]	183/11 185/24	64/13	98/6 98/19
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<b>accessed</b> [1]	72/21 77/19	<b>AD</b> [3] 116/25	<b>advisor</b> [4]	103/6 103/14
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237/18 237/22	215/17 215/19	<b>court</b> [25] 1/1	179/25 195/17	178/12
237/23 238/5	237/14 240/24	4/22 6/11 6/11	198/16 198/17	<b>currently</b> [7]
238/6 238/23	251/17 252/6	8/1 8/2 51/14	203/15 207/11	24/7 36/11
238/24 239/2	<b>count</b> [50]	83/14 113/6	207/24 225/8	54/3 84/21
239/3 239/11	136/12 136/13	119/6 119/7	232/2 232/3	85/2 85/8
239/17 239/18	136/17 137/5	119/8 134/18	<b>creation</b> [9]	115/16
239/20 239/21	140/5 140/12	149/20 150/6	158/1 159/1	<b>custody</b> [1]
240/9 240/22	140/23 141/22	175/18 190/12	159/19 160/10	252/5
241/14 242/9	142/12 142/12	192/16 213/3	161/23 162/10	<b>customer</b> [6]
242/13 242/14	142/20 156/4	218/6 251/2	162/21 163/9	70/23 72/2
242/18 242/22	156/21 157/1	251/24 252/8	169/8	72/17 72/18
245/14 246/7	157/17 158/13	252/10 253/5	<b>crimes</b> [5]	75/8 76/25
246/23 247/14	159/7 160/3	<b>court's</b> [22]	85/12 85/14	<b>customers</b> [5]
251/14 253/7	160/17 167/21	20/13 31/8	115/12 115/14	70/18 71/3
<b>correctly</b> [1]	167/25 168/4	41/8 45/20	177/19	71/24 72/1
81/13	186/12 186/18	50/19 62/6	<b>criminal</b> [4]	75/9
<b>correlate</b> [2]	191/16 191/18	64/3 81/5	1/5 85/11	<b>cut</b> [4] 3/10
4/14 194/4	197/11 197/12	104/18 105/2	85/15 115/13	123/16 200/20
<b>correlating</b> [1]	197/13 197/17	110/1 110/14	<b>crop</b> [1] 132/6	211/2
201/6	197/18 198/7	119/23 161/3	<b>cropped</b> [2]	<b>cyber</b> [1]
<b>could</b> [51] 4/7	198/11 201/16	174/4 193/23	132/15 134/3	117/19
15/1 15/9	201/16 203/11	234/8 236/24	<b>cropping</b> [1]	<b>cyberstalking</b>
16/24 19/1	206/8 207/8	239/24 243/14	134/2	[1] 250/7
21/24 22/2	219/20 223/25	244/3 252/6	<b>cross</b> [22] 2/6	<b>D</b>
35/4 37/22	224/4 224/7	<b>courthouse</b> [1]	2/8 2/10 2/12	<b>D-E-A-N-N-A</b> [1]
45/16 46/23	224/8 228/9	119/9	2/15 2/17 2/20	69/5
49/7 60/2	229/21 234/21	<b>courtroom</b> [5]	20/18 20/20	<b>D36</b> [1] 140/2
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80/6 80/9	<b>counties</b> [1]	177/3	62/8 62/12	<b>damage</b> [1]
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121/14 125/20	136/14 143/6	17/8	234/14	<b>dark</b> [2] 66/24
127/11 128/6	186/7 224/21	<b>covered</b> [1]	<b>Cross-examinati</b>	67/1
133/17 134/2	<b>County</b> [16]	38/18	<b>on</b> [13] 20/18	<b>darkened</b> [1]
137/3 148/6	84/21 84/22	<b>covers</b> [1]	20/20 31/10	7/6
149/7 149/13	85/1 85/6	193/25	31/12 45/22	<b>Dartmouth</b> [2]
150/8 150/21	85/22 85/25	<b>cr</b> [1] 1/5	45/23 62/8	54/8 54/13
165/12 166/7	86/2 86/10	<b>create</b> [20]	62/12 81/9	<b>dash</b> [1]
170/2 201/21	86/20 86/25	131/20 137/21	104/20 104/21	190/19
202/11 207/1	89/10 89/11	138/12 139/25	234/13 234/14	<b>data</b> [122]
209/12 211/6	89/25 124/23	149/8 149/19	<b>CRR</b> [2] 1/25	77/10 78/4
212/25 213/5	178/21 179/15	158/5 159/21	253/16	78/12 78/14
	<b>couple</b> [7]	162/1 162/25	<b>CRV</b> [4] 88/15	79/17 115/25
	5/14 70/10			



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<b>data...</b> [116]	223/25 225/7	142/5 180/18	<b>deeply [1]</b>	115/1 138/3
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116/4 116/6	240/9 248/9	190/12 197/22	<b>Defendant [43]</b>	121/21
116/7 116/9	<b>date [44]</b>	199/22 199/25	1/7 1/17 12/1	<b>delete [18]</b>
116/17 116/20	28/14 28/19	230/19 231/1	12/17 14/2	75/20 76/1
117/9 117/10	32/5 32/19	244/8 246/2	15/3 16/2 16/7	76/3 76/6 76/7
117/11 117/24	48/4 93/8	249/7 250/14	18/23 38/5	76/14 76/15
118/6 121/16	101/24 131/4	251/2 251/14	64/7 64/13	77/7 77/9
121/17 121/18	132/19 137/21	251/24 253/12	64/15 87/15	77/24 78/2
122/6 122/23	140/22 142/5	<b>daylight [2]</b>	135/21 152/4	79/22 79/23
123/10 123/13	142/20 146/20	166/9 166/10	153/2 153/9	81/15 81/18
126/22 126/23	151/7 152/6	<b>days [17]</b>	165/8 178/20	81/21 82/3
126/25 126/25	157/10 158/1	39/24 39/24	181/3 182/1	150/5
127/14 127/22	159/1 159/19	76/11 78/3	183/7 183/17	<b>deleted [38]</b>
128/21 128/23	160/10 160/20	79/14 80/6	188/18 193/15	75/22 75/23
128/25 130/17	161/22 162/10	80/7 80/12	196/20 201/25	76/1 76/3 76/4
130/22 130/24	169/8 169/17	81/24 82/6	202/5 204/10	76/8 76/17
131/2 131/3	169/19 170/4	110/11 121/20	205/9 206/18	76/21 76/21
131/10 131/23	170/6 183/17	169/10 169/20	208/19 209/16	76/22 76/22
132/3 132/8	184/1 186/24	170/6 170/6	209/18 211/1	77/1 77/2 77/6
132/16 133/15	191/23 198/15	239/4	213/25 219/3	77/8 79/1 79/8
133/19 134/4	207/11 207/13	<b>daytime [1]</b>	220/1 221/20	79/12 79/23
134/8 135/4	228/7 228/9	57/14	231/5 231/14	79/25 80/4
136/9 137/9	228/9 236/11	<b>deal [2]</b> 75/9	252/5	80/8 81/2
137/11 137/16	237/25 238/21	122/7	<b>Defendant's</b>	81/21 82/1
138/9 141/18	245/19 246/19	<b>DeAnna [4]</b>	<b>[22]</b> 3/17	130/14 149/14
141/19 142/11	<b>date/time [2]</b>	2/14 68/18	32/24 64/19	149/20 150/2
143/1 143/12	169/17 169/19	68/20 69/5	124/23 129/15	150/5 150/6
143/15 143/16	<b>dated [4]</b>	<b>December [7]</b>	181/17 190/21	150/10 153/16
143/19 148/8	132/11 244/11	24/13 25/9	196/13 197/14	153/18 153/19
148/19 148/20	248/8 253/12	28/7 28/16	199/16 203/8	153/24 184/16
148/21 149/2	<b>dates [22]</b>	28/17 244/11	204/22 205/1	185/3
149/5 149/9	10/25 13/18	248/1	208/10 216/8	<b>deletes [3]</b>
149/12 150/20	26/1 34/16	<b>December 20th</b>	216/24 217/23	79/2 80/14
150/23 151/1	111/1 111/6	<b>[1]</b> 248/1	225/21 230/16	130/16
151/25 152/7	111/12 116/1	<b>December 26th</b>	231/11 245/1	<b>deleting [2]</b>
153/14 153/16	117/9 153/6	<b>[1]</b> 28/16	245/2	79/18 80/10
157/10 158/1	153/8 170/12	<b>December 30th</b>	<b>defense [19]</b>	<b>deliberate [1]</b>
161/18 162/8	180/24 182/13	<b>[1]</b> 244/11	3/15 7/14	214/4
162/17 162/19	236/21 238/3	<b>December 26th</b>	50/20 50/22	<b>Dell [30]</b>
163/6 164/18	238/18 246/5	<b>[1]</b> 28/16	64/10 64/15	74/24 92/20
164/19 167/6	246/8 248/7	<b>decide [1]</b>	211/4 211/8	92/21 147/7
167/14 167/16	248/11 248/13	132/6	211/16 212/8	147/10 151/15
167/19 168/19	<b>day [44]</b> 1/11	<b>decided [3]</b>	212/15 215/14	151/17 151/18
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169/11 171/3	17/17 33/19	132/14	245/24 248/8	153/7 153/9
171/10 171/20	33/20 39/22	<b>deciding [1]</b>	248/21 250/21	154/1 155/10
171/22 174/1	43/16 57/7	120/9	251/17	155/14 156/13
186/21 191/15	57/10 57/11	<b>decipher [1]</b>	<b>definitely [3]</b>	157/8 157/22
191/20 198/7	57/20 59/20	162/8	39/2 59/23	158/18 159/12
198/16 198/24	73/1 75/11	<b>decision [1]</b>	130/6	167/3 168/9
199/25 203/13	76/16 80/7	120/6	<b>degree [3]</b>	168/23 170/17
203/20 204/14	80/11 100/14	<b>decisions [1]</b>	118/10 118/14	171/17 172/23
204/15 207/8	110/11 111/16	215/17	118/15	223/7 223/19
		<b>decorated [1]</b>		224/1 227/4
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<b>D</b>	154/15 164/10	207/24 231/13	171/11 171/12	49/10 65/4
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[1] 78/25	<b>described</b> [5]	203/21	181/20 181/22	66/5 67/3
<b>depart</b> [7]	51/20 95/9	<b>develop</b> [3]	182/3 182/9	107/1 124/2
23/9 35/13	100/14 128/7	116/11 235/5	182/16 182/19	124/5 124/6
53/5 68/16	188/10	251/22	182/22 182/24	211/2 211/10
82/21 112/1	<b>describes</b> [1]	<b>developed</b> [1]	183/3 183/3	248/13
174/19	131/11	127/12	184/12 192/3	<b>difference</b> [3]
<b>department</b> [10]	<b>describing</b> [5]	<b>device</b> [127]	203/21 207/18	57/19 73/7
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85/1 85/7	98/25 131/3	72/4 72/5	222/18 222/22	<b>differences</b> [2]
85/22 86/1	151/1	72/21 73/10	223/7 223/9	129/1 136/14
86/2 86/25	<b>description</b> [4]	73/11 73/12	223/11 223/19	<b>different</b> [17]
89/10 103/7	187/8 192/5	73/13 73/15	227/4 227/20	34/6 113/13
<b>dependent</b> [1]	209/12 229/1	73/18 74/1	229/5 247/4	116/2 117/7
6/12	<b>deserves</b> [1]	74/2 74/4 74/7	<b>device's</b> [1]	132/16 135/1
<b>Depending</b> [1]	120/12	74/8 74/10	127/14	147/13 148/12
80/9	<b>designation</b> [1]	74/15 74/15	<b>devices</b> [52]	148/19 148/20
<b>depict</b> [6]	154/8	74/20 74/24	70/20 70/25	149/10 149/16
91/13 91/20	<b>designer</b> [1]	75/25 76/7	71/4 71/6	170/12 170/22
95/17 97/9	28/3	76/20 77/6	71/14 71/18	178/16 238/3
144/4 190/18	<b>designs</b> [1]	77/8 77/11	71/21 71/25	241/20
<b>depicted</b> [26]	27/25	78/4 78/6 79/5	73/5 79/14	<b>difficulties</b>
29/24 30/14	<b>desk</b> [6] 92/12	79/7 79/8 80/1	80/22 86/16	[1] 199/24
30/18 30/21	92/15 92/20	81/1 117/8	86/24 88/23	<b>dig</b> [1] 117/8
91/25 92/5	94/4 98/20	117/10 117/11	101/8 101/9	<b>Digest</b> [1]
93/5 93/12	130/4	117/12 121/13	116/16 118/3	123/11
93/24 94/7	<b>despite</b> [1]	121/14 121/15	118/22 119/13	<b>digging</b> [1]
94/14 94/23	177/3	123/3 125/12	121/25 122/5	151/25
95/21 95/24	<b>destroyed</b> [1]	126/1 126/1	122/7 122/8	<b>digital</b> [19]
96/15 96/21	184/17	126/23 126/24	124/8 124/12	115/4 115/16
97/15 97/21	<b>destruction</b> [1]	127/13 130/14	124/22 125/18	115/19 115/23
98/2 98/10	90/3	130/16 130/25	125/21 125/22	117/15 118/24
99/20 100/18	<b>detail</b> [1]	131/6 131/9	125/23 126/3	119/3 119/12
100/23 102/8	131/16	131/10 131/20	126/11 126/20	119/18 120/2
196/1 206/16	<b>detective</b> [23]	131/24 133/7	126/24 127/7	121/9 122/5
<b>depicting</b> [2]	2/16 5/9 83/12	133/20 137/10	126/24 127/7	122/7 123/25
102/13 102/16	83/21 84/4	138/12 139/13	133/13 136/4	124/8 130/19
<b>depicts</b> [1]	84/18 84/20	139/25 141/2	147/11 147/15	132/21 148/1
91/23	85/6 85/11	142/24 143/14	147/17 154/23	183/24
<b>deputy</b> [1]	85/20 86/3	143/14 143/16	164/23 164/25	<b>dining</b> [4]
3/10	86/20 86/24	144/6 144/7	168/4 168/6	92/7 92/17
<b>derivative</b> [1]	87/9 88/3 98/7	144/13 144/16	171/8 171/19	93/13 94/10
125/22	104/23 104/23	144/19 144/21	172/2 220/19	<b>dinner</b> [8]
<b>describe</b> [26]	104/25 105/1	145/7 145/23	220/21 221/16	12/3 40/5 40/6
13/13 18/2	107/4 180/16	146/1 146/6	<b>diagnostics</b> [1]	56/5 56/6
27/2 71/23	199/5	146/13 146/16	70/25	56/10 56/17
89/15 90/10	<b>detectives</b> [1]	146/23 152/15	<b>dialogue</b> [1]	61/8
91/23 102/7	86/15	152/18 152/20	212/11	<b>direct</b> [27]
117/14 120/22	<b>deteriorates</b>	154/7 155/4	<b>dictionaries</b>	2/5 2/7 2/9
121/4 126/17	[1] 153/22	159/21 160/22	[1] 249/19	2/12 2/14 2/16
127/9 128/18	<b>determination</b>	162/1 162/25	<b>dictionary</b> [4]	2/18 2/20 9/6
131/20 132/2	[1] 120/17	163/25 164/5	83/7 112/24	24/1 24/12
133/23 134/22	<b>determine</b> [5]	166/22 170/1	175/6 210/17	28/6 29/10
137/9 146/18	87/18 161/19	170/4 170/5	<b>did</b> [295]	36/5 53/22
			<b>didn't</b> [13]	69/11 83/22

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<b>direct...</b> [10]	22/17 22/2	26/23/11	22/17 22/11	22/17 224/14
84/16 85/20	72/21	33/16 33/16	<b>down</b> [23]	<b>duration</b> [2]
114/21 126/6	<b>distressed</b> [1]	34/19 38/8	7/1	29/2 55/9
175/13 177/11	218/2	42/11 46/4	90/14 116/17	<b>during</b> [25]
214/12 216/11	<b>DISTRICT</b> [6]	50/16 51/21	125/20 137/3	3/4 9/25 45/16
220/17 234/20	1/1 1/1 119/7	51/22 57/11	138/6 187/12	45/17 55/5
<b>directed</b> [3]	119/8 253/5	57/11 57/24	192/16 192/20	57/13 57/20
3/7 64/6 65/24	253/6	63/25 66/11	192/21 193/9	58/23 60/22
<b>directing</b> [4]	<b>division</b> [8]	66/22 67/6	195/8 195/10	66/19 82/23
19/11 30/9	1/2 85/2 85/9	68/3 76/17	200/20 200/23	87/23 90/7
69/2 168/25	121/4 121/5	80/3 81/19	203/1 204/1	106/12 107/1
<b>direction</b> [2]	121/11 177/18	107/19 137/24	204/4 208/5	112/15 112/15
7/13 64/10	178/5	187/25 214/14	233/12 237/13	138/6 174/22
<b>directly</b> [12]	<b>do</b> [361]	235/16 235/22	241/21 249/1	179/16 183/6
4/12 8/23	<b>document</b> [6]	235/23 241/18	<b>downloads</b> [1]	191/2 210/8
23/20 35/23	149/19 150/6	246/20 247/8	122/14	242/24 249/7
70/19 84/9	150/10 180/23	250/20	<b>dozen</b> [1]	<b>duties</b> [2]
114/15 118/1	206/1 226/4	<b>done</b> [27]	107/8	119/1 218/5
127/23 137/15	<b>does</b> [41]	16/5	<b>draw</b> [3]	
173/12 176/12	29/11 29/13	59/25 77/7	105/3	<b>E</b>
<b>directory</b> [8]	33/4 49/16	91/1 92/23	110/15 234/18	<b>E-R-I-C</b> [1]
154/1 154/9	65/15 72/14	93/18 96/4	<b>dressed</b> [3]	114/17
154/10 154/19	72/15 73/13	96/18 97/24	60/20 107/13	<b>E-X-I-F</b> [1]
154/20 154/21	73/20 73/21	98/4 101/6	107/14	130/22
154/21 164/5	74/10 75/13	103/2 104/12	<b>drive</b> [23]	<b>each</b> [14]
<b>disappear</b> [1]	77/5 77/10	106/22 107/25	56/8 60/17	10/6
227/16	80/13 80/17	107/25	61/8 61/12	59/12 60/11
<b>discharge</b> [1]	95/17 97/9	128/8 133/17	68/4 116/17	61/12 72/22
218/5	131/22 144/4	144/17 145/3	123/14 123/19	79/15 91/12
<b>disconnected</b>	146/21 148/22	147/13 164/14	123/21 148/5	93/16 125/17
<b>[1]</b>	149/23 151/19	189/7 219/5	148/7 148/7	148/19 156/15
<b>discuss</b> [16]	168/16 168/19	232/13 239/19	148/9 148/11	169/1 192/5
82/23 82/24	170/11 173/6	240/17 242/25	148/23 148/25	227/16
112/15 112/16	184/11 184/11	<b>door</b> [22]	148/25 149/2	<b>earlier</b> [9]
115/9 116/20	184/15 190/18	42/9	149/4 149/5	38/14 65/22
136/15 143/7	193/12 198/7	89/24 91/25	149/8 149/8	105/14 170/6
174/23 174/23	216/15 246/3	92/1 92/8	174/1	180/11 180/16
210/9 210/9	246/18 250/10	94/18 103/10	<b>driven</b> [2]	185/7 191/13
223/14 249/8	251/17 251/18	103/23 103/25	43/25 45/5	230/4
249/9 249/9	251/20	104/8 106/13	<b>driver's</b> [5]	<b>early</b> [3]
<b>discussed</b> [2]	<b>doesn't</b> [7]	107/20 191/7	103/5 103/10	34/23 106/20
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<b>discussion</b> [2]	149/17 149/24	196/3 196/9	222/16	<b>earth</b> [1]
63/18 221/2	184/14 217/9	196/18 196/22	<b>drives</b> [1]	138/2
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<b>disk</b> [2]	<b>dogs</b> [1]	<b>doors</b> [1]	43/24 59/11	93/21
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<b>display</b> [1]	60/2	<b>doorway</b> [1]	72/19	138/3
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3/11	<b>don't</b> [40]	235/25	69/15	139/7 139/23
	5/24 6/20	<b>double-check</b>	<b>duplicate</b> [7]	141/1 141/13
	22/11 25/18	<b>[2]</b>	156/3 156/7	161/24 162/11
		205/15	156/24 168/3	162/23 163/10
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		<b>double-deleted</b>	224/4	
		<b>[2]</b>		
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101/8 123/3	169/24 192/12	96/11	39/22 57/7	31/12 36/5
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<b>examiner...</b> [8]	30/18 30/20	180/3 190/24	<b>Exhibit 156</b> [1]	<b>Exhibit 46</b> [4]
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115/19 115/23	41/19 41/24	197/21 198/3	227/6	96/5 96/16
117/15 126/15	43/5 44/8 44/9	198/4 198/7	<b>Exhibit 160</b> [3]	<b>Exhibit 47</b> [2]
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<b>examiners</b> [1]	86/23 89/22	203/12 204/21	228/13	<b>Exhibit 48</b> [1]
120/24	89/23 91/22	207/1 208/3	<b>Exhibit 161</b> [2]	97/8
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75/16 75/24	92/15 92/18	213/2 214/5	43/5 230/5	209/1
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110/21 132/10	93/11 93/12	219/18 222/4	232/10 247/16	98/9 98/11
134/1 134/10	93/24 94/6	223/22 225/11	<b>Exhibit 175</b> [2]	<b>Exhibit 51</b> [1]
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148/13	94/14 94/22	227/25 228/1	<b>Exhibit 18</b> [2]	<b>Exhibit 52</b> [1]
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<b>excess</b> [1]	95/23 95/24	230/5 230/11	31/1	98/21
149/9	96/4 96/5	230/15 230/25	<b>Exhibit 19A</b> [2]	<b>Exhibit 54</b> [1]
<b>exchange</b> [1]	96/10 96/12	231/17 232/10	29/23 30/18	99/2
44/3	96/16 96/20	232/11 233/19	<b>Exhibit 19B</b> [1]	<b>Exhibit 55</b> [1]
<b>exchangeable</b>	96/21 97/8	237/3 237/5	30/20	99/6
<b>[1]</b> 130/23	97/11 97/17	237/6 237/11	<b>Exhibit 19C</b> [2]	<b>Exhibit 56</b> [2]
<b>excuse</b> [3]	97/18 97/22	237/12 237/20	30/13 30/14	100/17 100/18
156/8 162/19	98/1 98/6 98/7	238/22 239/23	<b>Exhibit 20</b> [1]	<b>Exhibit 57</b> [1]
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<b>excused</b> [20]	98/14 98/18	245/4 245/24	<b>Exhibit 205</b> [1]	<b>Exhibit 58</b> [2]
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35/11 53/2	99/6 99/11	<b>Exhibit 106</b> [1]	<b>Exhibit 36</b> [3]	<b>Exhibit 62</b> [2]
53/5 68/12	99/17 99/22	239/23	89/22 89/23	102/7 102/8
68/14 82/16	99/25 100/3	<b>Exhibit 108</b> [1]	91/25	<b>Exhibit 63</b> [2]
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111/22 112/1	100/17 100/18	<b>Exhibit 114</b> [1]	91/22 91/23	<b>Exhibit 64</b> [1]
174/14 174/17	100/21 101/1	152/9	<b>Exhibit 38</b> [6]	102/15
174/19 248/17	101/3 101/14	<b>Exhibit 115</b> [1]	92/3 92/9	<b>Exhibit 65</b> [1]
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252/6	102/8 102/12	<b>Exhibit 117</b> [2]	105/13 145/22	<b>Exhibit 66</b> [2]
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106/19	102/20 102/22	<b>Exhibit 119</b> [1]	92/11	<b>Exhibit 67</b> [1]
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<b>execution</b> [5]	103/20 103/22	<b>Exhibit 121</b> [1]	92/18 93/6	<b>Exhibit 69</b> [1]
90/7 101/25	104/1 104/3	230/11	<b>Exhibit 41</b> [2]	103/9
106/9 106/12	104/5 104/7	<b>Exhibit 125</b> [1]	93/12 93/24	<b>Exhibit 70</b> [1]
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28/13 28/18	161/11 161/14	<b>Exhibit 150</b> [1]	<b>Exhibit 44</b> [2]	<b>Exhibit 73</b> [1]
29/9 29/23	163/16 163/19	208/3	94/22 94/23	103/17
30/13 30/14	164/7 172/25	<b>Exhibit 154</b> [1]	<b>Exhibit 45</b> [4]	<b>Exhibit 74</b> [1]
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<b>Exhibit 79 [1]</b>	138/9 141/18	<b>experienced [1]</b>	80/5 80/19	53/11 68/23
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146/11	171/20 171/22	120/6 120/7	203/18 207/16	109/6 158/4
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101/1 101/3	203/20 204/14	87/24 98/10	249/18	217/3 223/25
163/16 173/9	207/8 207/21	119/22 125/3	<b>extortion [2]</b>	224/3 224/7
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204/21 208/15	151/19 183/23	<b>explains [1]</b>	161/19 162/7	210/15 249/15
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238/22	<b>exit [3]</b> 90/15	219/25 220/3	<b>extracting [1]</b>	47/23 48/5
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100/10	175/10 210/21	230/22	86/23 121/19	109/20 110/9
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103/24	<b>expect [13]</b>	<b>explore [1]</b>	88/4 147/3	<b>fairly [4]</b>
<b>exhibits [9]</b>	4/25 79/3 79/4	64/16	147/11	105/25 106/20
3/7 99/10	112/8 132/18	<b>exposed [5]</b>	<b>extracts [1]</b>	107/16 110/9
190/20 192/7	138/24 149/21	82/25 112/17	143/19	<b>fairness [1]</b>
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243/11 246/2	204/7 209/8	249/10	218/7	<b>fall [2]</b> 14/8
248/8	251/1 251/3	<b>express [1]</b>	<b>eye [1]</b> 129/20	166/13
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99/10		<b>expunged [43]</b>		

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217/20	124/14 125/11	<b>[5] 15/13</b>	131/5 131/21	<b>final [3]</b>
<b>falling [1]</b>	127/20 127/22	22/18 185/10	134/9 135/5	213/12 250/8
245/17	129/16 152/15	225/20 239/9	136/4 136/12	250/9
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71/14 75/6	185/13 202/24	63/25 211/2	139/14 139/16	79/5 81/16
122/25 123/6	203/4 207/4	<b>feels [1]</b>	139/19 140/20	120/12 136/2
126/14 130/1	219/16 221/18	49/15	141/22 142/2	150/9 160/5
130/18 132/20	222/17 226/9	<b>Feiss [17] 2/7</b>	142/5 142/21	191/25 205/21
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227/15 233/18	231/13 242/25	23/23 23/24	143/20 148/10	236/1
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<b>families [1]</b>	121/10 179/3	29/18 29/22	149/24 150/3	121/22
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22/5 22/19	<b>FD [1] 145/11</b>	239/7	153/19 153/20	44/13 123/16
26/4 27/3 27/4	<b>February [29]</b>	<b>Feiss' [1]</b>	156/8 156/8	123/17 123/17
27/9 28/7	14/13 14/21	224/8	156/10 156/19	<b>fingerprint [4]</b>
28/10 28/14	15/2 15/9	<b>fellow [1]</b>	156/22 157/21	123/16 123/20
28/19 28/22	15/11 15/13	249/9	158/7 162/7	134/14 138/19
28/24 38/16	15/15 22/18	<b>few [11] 21/10</b>	162/16 163/5	<b>finish [1]</b>
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39/4 249/10	89/4 89/5	62/22 66/17	170/13 170/15	<b>finished [4]</b>
<b>family's [1]</b>	142/22 144/18	70/12 108/25	170/24 171/22	50/25 51/2
19/13	144/24 161/24	108/25 139/8	186/18 187/4	55/6 62/16
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34/8 34/12	185/10 208/18	<b>field [7]</b>	203/21 203/23	<b>fired [3] 46/9</b>
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174/16 241/15	225/13 225/19	119/12 119/18	220/21 223/14	<b>first [55]</b>
246/17 248/20	225/20 239/9	120/4 120/23	<b>files [32]</b>	5/13 5/17 8/24
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93/19 105/9	<b>February 11 [2]</b>	<b>fifteen [1]</b>	80/18 123/10	35/24 36/24
<b>fatigues [1]</b>	161/24 162/11	12/14	129/1 129/11	42/1 53/16
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33/15 214/19	163/7 225/5	<b>Fifty [2] 9/11</b>	136/3 136/7	87/23 94/17
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<b>FBI [53] 1/19</b>	<b>February 12th</b>	<b>Fifty-nine [1]</b>	140/12 140/23	112/10 113/14
1/20 30/10	<b>[2] 15/2</b>	24/10	147/20 149/14	113/17 114/16
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90/1 90/3	<b>February 2018</b>	9/11	150/12 153/1	127/20 129/10
92/24 93/9	<b>[2] 14/13</b>	<b>file [87] 77/8</b>	155/20 158/9	129/21 135/21
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97/25 98/5	<b>February 2019</b>	77/25 78/2	161/20 200/5	137/8 137/21
101/7 104/16	<b>[1] 208/18</b>	79/1 79/18	223/11 224/18	139/5 140/18
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182/12 184/3	186/6 186/9	148/1 148/15	241/16	25/11 25/18
186/12 186/13	187/2 192/1	149/25 151/22	<b>foundation</b> [1]	31/19 37/10
192/8 193/2	198/21 203/18	179/17 185/17	188/1	40/8 40/20
194/13 195/5	207/16 220/4	<b>forever</b> [3]	<b>four</b> [22] 5/1	41/4 46/5
201/1 231/19	<b>folders</b> [4]	76/10 80/10	27/6 27/8	46/12 48/2
232/17 234/23	79/11 79/23	80/15	33/13 54/2	55/1 55/9
240/3 240/25	82/1 210/19	<b>forgive</b> [5]	109/14 125/21	60/12 60/23
<b>five</b> [16] 45/3	<b>folks</b> [2] 26/8	104/23 107/4	136/14 138/5	61/5 61/10
120/24 135/21	128/3	108/24 214/23	138/7 143/6	68/5 68/8
136/2 136/3	<b>follow</b> [6]	245/2	161/19 166/7	249/10
136/10 166/6	86/6 170/9	<b>forgot</b> [1]	166/11 187/7	<b>front</b> [12]
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186/7 192/8	241/5 249/7	<b>formal</b> [3]	226/18 242/20	92/8 94/18
220/25 242/21	<b>follow-up</b> [2]	118/5 121/1	242/21 242/22	102/16 102/19
242/22 242/23	86/6 241/5	185/9	242/23	102/23 131/18
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<b>five-hour</b> [1]	49/10 50/12	130/23 253/9	138/5 242/21	230/16 237/2
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<b>floor</b> [17]	<b>foot</b> [4]	7/18 8/12	108/25 109/3	208/3 208/4
18/5 18/5 18/9	244/20 245/7	23/13 34/7	109/14	212/6 217/25
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203/5	<b>foreign</b> [2]	142/2 145/14	147/22	53/1 62/7
<b>fluctuate</b> [1]	173/12 173/22	149/21 153/7	<b>freezes</b> [1]	67/12 68/11
33/21	<b>forensic</b> [16]	153/9 156/4	184/16	92/24 104/19
<b>folder</b> [36]	86/6 86/13	156/8 156/12	<b>frequently</b> [2]	111/19 174/8
76/17 76/22	112/8 115/4	157/4 157/21	26/16 37/19	185/4 215/12
77/22 78/5	115/17 115/19	158/17 158/18	<b>freshman</b> [1]	241/21 248/3
78/8 78/17	115/23 117/15	159/11 160/4	45/17	248/15
78/21 78/24	118/2 118/17	160/19 161/15	<b>Friday</b> [4]	<b>future</b> [1]
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79/13 80/5	130/19 132/22	192/6 194/8	202/11 206/14	<b>G</b>
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130/11 130/15	<b>forensics</b> [14]	221/25 222/22	46/24 47/1	130/8
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<b>general [6]</b>	<b>getting [3]</b>	<b>gmail.com [17]</b>	3/9 3/23 4/24	7/24 7/25 8/14
63/10 126/4	82/2 121/21	127/17 128/15	5/4 5/21 6/7	9/8 9/9 17/2
127/20 204/6	183/3	144/22 146/10	6/10 8/12 12/2	17/10 20/22
209/12 214/2	<b>ghost [1]</b>	152/21 179/23	24/12 26/18	20/23 24/3
<b>generally [2]</b>	233/17	180/9 180/11	28/6 28/12	24/4 28/2
131/4 133/1	<b>gigabytes [2]</b>	185/6 185/11	28/12 28/18	29/19 31/14
<b>generate [1]</b>	149/2 149/5	187/3 192/2	29/9 29/10	31/15 33/7
47/7	<b>Gilman [46]</b>	198/22 203/19	29/22 30/13	36/7 36/8
<b>genesis [1]</b>	9/24 9/25 10/4	207/17 231/20	30/20 33/11	53/24 53/25
216/11	10/6 10/10	232/6	34/7 44/8	62/14 62/15
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228/5	12/10 25/7	8/12 10/17	54/13 55/7	81/12 81/15
<b>Genius [2]</b>	36/20 36/21	12/4 15/1 15/9	56/6 56/9	84/18 84/19
70/19 70/22	36/23 36/25	16/10 16/14	60/18 64/10	114/4 114/23
<b>gentlemen [22]</b>	37/12 37/19	16/24 17/19	64/17 71/1	114/24 177/13
7/24 63/16	38/12 38/14	19/9 28/10	72/7 73/17	177/14 213/24
82/22 87/13	40/2 43/8 46/8	28/18 28/23	74/13 77/11	234/16
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114/5 119/17	47/4 49/11	56/6 56/17	87/21 89/22	184/8 231/11
119/20 130/21	49/13 52/8	59/12 61/8	91/10 91/22	231/13 231/19
154/16 174/22	54/15 54/16	68/23 70/3	92/14 92/25	231/25 232/5
185/23 187/9	54/18 54/20	70/10 73/15	95/1 95/23	232/7 232/13
189/10 201/21	54/24 55/10	74/7 75/13	96/4 96/10	239/19 240/6
204/7 205/20	55/22 58/21	75/17 75/18	97/17 98/19	242/8 247/15
210/8 221/7	63/4 63/10	75/21 75/22	99/10 101/1	247/25
249/3 249/6	63/10 64/12	76/5 78/20	103/16 123/4	<b>Googling [1]</b>
<b>geographically</b>	65/5 85/23	79/12 79/22	131/16 131/24	247/17
<b>[1]</b> 127/3	109/19 124/6	80/13 81/21	133/8 135/6	<b>got [28]</b> 3/19
<b>geography [1]</b>	183/7 183/18	82/1 82/1 82/4	135/7 135/9	3/20 7/5 8/4
55/17	183/21 184/4	91/2 92/14	135/14 136/15	8/5 28/5 32/10
<b>Georgetown [1]</b>	<b>gilman.edu [2]</b>	93/23 112/10	143/7 147/6	44/23 46/6
11/11	144/22 231/22	124/6 132/6	147/23 147/24	47/8 47/13
<b>get [42]</b> 5/6	<b>girls [1]</b> 13/2	134/16 135/7	148/8 148/20	47/13 50/6
7/12 8/9 10/25	<b>give [10]</b> 6/12	135/11 137/7	151/23 153/18	50/6 60/11
34/5 34/21	6/22 32/11	139/2 140/18	170/4 170/7	60/19 81/19
40/4 43/23	39/7 80/24	149/24 150/9	170/9 172/15	113/11 113/21
49/8 56/4 56/7	120/11 121/14	162/6 164/7	173/18 189/4	121/18 143/20
56/20 59/10	133/25 189/20	170/8 172/15	192/25 194/10	180/11 180/11
60/14 60/20	225/11	173/19 175/7	195/11 200/24	206/1 233/23
60/23 61/14	<b>given [10]</b>	180/21 186/1	204/20 204/24	235/19 235/19
76/9 78/9	34/23 64/12	196/6 196/15	209/13 212/11	250/1
78/12 113/16	80/18 87/8	196/23 198/14	213/10 216/8	<b>gotten [1]</b>
116/10 117/8	124/22 126/4	201/18 202/1	220/12 220/18	124/15
117/9 122/14	129/8 129/15	202/21 213/4	221/7 222/1	<b>Government [64]</b>
122/21 128/2	145/5 217/13	214/21 214/24	224/3 224/11	3/4 3/12 6/12
133/9 134/25	<b>gives [2]</b>	219/9 219/13	225/11 225/24	8/16 8/17 21/7
	72/12 117/12			32/25 41/7

<b>G</b>	95/21 95/23	198/3 200/24	55/15 55/15	<b>guessing [1]</b>
<b>Government...</b>	96/5 96/10	202/1 202/7	56/4 58/8	<b>guestroom [2]</b>
<b>[56]</b> 65/10	96/12 96/16	202/11 202/18	<b>grades [1]</b>	18/16 18/17
65/20 66/5	96/20 96/21	203/10 203/24	38/18	<b>guns [1]</b> 108/2
68/18 84/3	97/8 97/11	204/4 204/21	<b>graduate [6]</b>	<b>guys [1]</b> 48/18
86/21 86/22	97/17 97/18	205/15 205/17	10/6 36/21	
87/14 89/22	97/21 98/1	205/25 206/10	37/12 54/9	<b>H</b>
89/23 91/23	98/6 98/7 98/9	206/13 206/25	54/20 118/10	<b>H-A-D-L-E-Y [1]</b>
92/14 92/18	98/10 99/11	207/6 208/2	<b>graduated [7]</b>	24/24
93/24 98/14	99/17 99/22	208/6 208/10	10/8 11/1 11/2	<b>H-U-B-B-A-R-D</b>
98/18 98/21	100/18 101/3	208/15 208/24	21/19 57/2	<b>[1]</b> 29/21
99/2 99/6	101/14 101/15	209/1 209/23	115/10 118/11	<b>had [90]</b> 8/3
99/10 100/3	101/18 101/20	210/4 210/5	<b>graduates [1]</b>	13/13 13/16
100/6 100/10	101/22 102/7	217/2 218/20	47/4	17/17 18/21
100/17 100/21	102/8 102/12	219/13 219/18	<b>graduation [2]</b>	21/3 21/4
101/1 108/25	102/15 102/18	222/4 223/2	54/18 85/18	21/10 21/16
112/9 114/6	102/20 102/22	223/21 224/13	<b>grand [1]</b>	26/8 32/25
114/7 119/11	103/4 103/9	225/2 225/11	209/7	39/25 42/24
176/5 176/7	103/11 103/13	225/19 225/23	<b>grandfather [1]</b>	44/2 44/5 46/9
177/2 188/20	103/15 103/17	227/6 227/25	19/14	47/3 47/12
189/15 194/4	103/20 103/22	228/1 228/13	<b>Grant [1]</b> 59/5	47/13 48/1
194/16 200/23	103/24 104/1	229/13 229/14	<b>granted [1]</b>	48/1 48/20
201/3 211/2	104/3 104/5	229/18 230/4	88/25	48/23 49/7
224/12 226/17	104/7 104/9	230/11 230/15	<b>graph [1]</b>	49/10 50/2
226/18 229/12	105/3 105/13	230/25 231/6	154/13	51/14 51/18
229/24 233/21	110/4 125/1	231/16 232/10	<b>graphic [1]</b>	59/17 62/1
236/17 237/5	136/19 136/22	237/6 237/12	154/25	66/6 80/20
240/24 241/6	136/22 138/23	237/20 238/22	<b>gray [3]</b> 14/24	90/2 102/3
243/11 248/18	140/4 140/4	239/22 243/15	17/14 20/4	105/4 105/13
250/3 250/10	140/5 141/21	<b>Government's</b>	<b>great [5]</b>	106/4 108/18
252/2	141/22 142/16	<b>156 [1]</b> 223/2	13/16 17/14	108/18 108/21
<b>Government's</b>	142/16 142/17	<b>GPS [20]</b> 131/6	140/2 217/22	109/6 109/22
<b>[219]</b> 3/21	143/25 144/1	141/4 141/18	238/21	109/23 110/6
3/25 14/11	145/22 145/25	143/1 158/22	<b>green [10]</b>	111/12 111/13
14/15 14/16	146/11 146/15	159/17 160/8	156/7 157/4	115/9 117/17
15/9 16/10	147/9 147/10	161/1 162/3	157/21 158/17	118/1 118/15
16/14 17/20	150/14 152/9	162/13 163/2	159/11 159/24	124/15 127/16
19/1 19/15	154/12 155/22	163/13 167/19	160/4 160/19	128/11 144/17
19/19 28/12	161/11 161/14	198/23 204/14	168/22 224/1	150/14 151/20
28/13 29/9	163/16 163/19	207/22 225/7	<b>Greenwich [1]</b>	152/3 152/6
29/22 30/13	164/7 165/13	236/6 236/14	137/25	154/1 157/1
30/14 30/20	167/8 167/12	239/10	<b>grew [1]</b> 44/20	157/12 158/13
41/8 41/24	168/14 172/24	<b>grab [1]</b> 249/3	<b>grocery [1]</b>	159/3 170/24
43/5 44/8 44/9	173/9 180/3	<b>grabbed [1]</b>	19/13	171/10 171/12
77/18 84/4	183/14 185/19	225/17	<b>ground [1]</b>	171/14 171/18
91/22 91/25	186/13 188/21	<b>grade [27]</b>	18/4	172/8 179/14
92/3 92/9	189/15 190/5	9/22 25/7 25/8	<b>group [6]</b> 12/4	187/4 197/5
92/11 92/15	190/11 190/14	25/9 36/23	47/3 47/3	197/19 212/23
92/25 93/3	190/23 191/4	36/24 37/11	48/12 65/14	213/1 215/11
93/6 93/11	191/11 192/7	38/20 38/21	120/25	216/11 229/15
93/12 94/6	192/18 193/22	39/13 39/14	<b>guess [8]</b> 12/9	230/4 231/14
94/7 94/13	194/9 194/17	42/10 43/10	12/21 59/19	233/14 234/19
94/14 94/22	194/18 195/9	43/11 54/16	60/18 150/5	234/21 234/25
94/23 95/16	195/19 196/1	55/3 55/4 55/5	165/24 239/8	236/17 238/14
95/17 95/20	196/15 197/21	55/6 55/8 55/8	250/24	239/8 239/19

<b>H</b>	164/13 176/9	149/13 164/17	57/1 57/3 57/8	174/13 177/15
<b>had...</b> [2]	178/1 180/1	177/1 178/1	57/1 57/3 57/8	177/13 178/16
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48/5 48/9	<b>listed [8]</b>	92/12 92/20	117/7 134/23	40/4 40/6
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56/4 57/7	172/12 180/12	96/6 96/22	146/12 148/5	<b>Lutherville [2]</b>
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51/7 52/19	106/8 107/11	119/7 119/8	120/19 122/5	151/3 153/7
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81/13 83/4	120/18 121/8	172/19 253/6	134/24 135/1	170/23 179/10
112/21 113/18	121/25 191/18	<b>master</b> [8]	148/25 149/2	189/20 202/8
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37/11 38/13	9/23 9/24 9/25	227/7 241/21	63/19 210/18	33/14 37/20
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39/24 44/6	11/15 11/19	<b>sealed [1]</b>	<b>second [38]</b>	60/2 67/6 67/6
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231/23 232/7	27/25	129/4 180/16	208/21 248/20	232/10 238/20
234/4 235/21	<b>self [2]</b>	<b>server [1]</b>	250/8 250/9	244/1 244/23
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165/20	116/20 116/23	69/15 69/24	249/17	<b>turn [10]</b> 6/23
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134/18 134/19	148/12 149/25	125/12 213/16	<b>triggered [1]</b>	222/18
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8/5 88/5 92/24	177/20 233/7	71/17 71/17	175/7 184/10	197/21 198/3
93/8 96/9	<b>typical</b> [1]	<b>underneath</b> [5]	213/20 252/6	198/14 201/12
96/19 97/25	177/1	96/22 100/20	<b>unusual</b> [4]	202/11 202/18
98/5 101/7	<b>typically</b> [21]	101/5 106/5	22/12 130/6	203/10 206/25
104/15 151/20	34/17 44/3	132/9	169/12 169/22	207/6 210/16
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<b>Twenty</b> [1]	57/10 59/17	3/23 5/23	7/18 8/10	225/2 227/6
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<b>Twenty-four</b> [1]	72/20 73/23	70/13 81/13	23/14 32/10	230/11 230/25
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159/3 169/10	109/11	<b>unfortunately</b>	74/22 74/23	91/21 112/18
169/20 170/6	<b>ultimately</b> [8]	<b>[2]</b> 8/2	75/1 75/2	119/1 121/13
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170/22 170/25	125/15 126/11	<b>unique</b> [11]	78/3 78/4	130/13 143/20
173/5 193/2	129/3 170/3	72/22 123/4	78/17 79/14	170/13 184/18
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43/19 53/7	18/12 21/4	253/11	143/25 144/1	43/24 44/5
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72/14 89/15	164/18 164/20	<b>university</b> [6]	149/1 149/8	70/1 70/7
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131/2 131/9	167/6 177/1	21/17 34/18	155/7 155/10	85/4 87/22
131/17 131/20	177/16 209/24	36/14 36/15	155/14 155/22	90/22 93/3
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121/14 121/16	134/10 134/17	236/8	<b>victims [1]</b>	207/24 208/2
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134/10 134/17	145/5 151/6	101/24	<b>VICTORIA [1]</b>	209/14 209/15
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196/23 197/10	<b>usually [2]</b>	33/12 34/7	5/1 5/13 41/22	211/21 213/5
202/2 207/1	90/12 133/2	34/11	42/6 42/8	215/23 216/14
211/2 219/6	<b>UTC [12]</b>	<b>Venmo'd [1]</b>	42/10 42/12	216/20 216/23
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<b>USB [1]</b> 143/14	166/1 166/4	116/4 171/20	131/5 131/11	219/7 219/10
<b>use [25]</b> 43/4	166/14 169/10	<b>verifying [1]</b>	132/5 134/13	219/15 219/19
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79/21 116/5	242/18 242/20	<b>version [24]</b>	138/9 138/10	220/3 220/20
116/9 116/12	<b>utilized [1]</b>	81/17 116/25	139/10 141/11	224/4 224/18
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118/6 121/4	<b>vacation [1]</b>	157/4 157/13	167/25 168/1	228/17 228/21
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134/6 148/12	<b>Vaguely [1]</b>	159/24 160/13	171/8 171/20	229/22 230/8
148/18 149/23	50/8	160/18 160/19	183/24 186/18	230/10 234/21
149/25 152/22	<b>Vaio [8]</b>	168/8 168/22	186/18 187/1	234/23 235/10
222/1 227/20	100/24 101/4	169/10 169/13	187/7 187/9	235/11 236/4
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29/14 115/15	229/6 231/7	205/25 210/5	189/18 189/24	238/10 239/9
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134/2 138/12	<b>value [4]</b>	128/17 128/18	191/15 191/18	247/1 247/9
139/13 139/25	101/12 121/18	145/1 168/3	191/21 191/25	<b>videos [28]</b>
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149/13 149/14	<b>varied [1]</b>	201/4 234/3	192/9 192/9	79/4 129/12
155/13 158/4	40/8	234/5	192/18 193/7	134/3 150/12
159/21 162/1	<b>variety [4]</b>	<b>versus [2]</b>	193/10 193/16	167/5 168/8
162/25 192/3	47/4 106/22	73/8 138/8	193/19 194/3	171/7 175/15
203/21 207/18	216/13 243/7	<b>very [21]</b> 6/10	194/15 195/2	191/19 192/6
232/13	<b>various [7]</b>	6/14 6/24	195/14 195/23	192/11 192/25
<b>user [17]</b>	90/2 116/6	13/16 65/21	198/1 198/10	193/2 193/4
72/21 72/22	117/2 117/9	65/24 71/25	198/15 198/20	194/2 195/5
78/17 78/20	117/24 118/2	74/12 123/13	199/19 199/21	195/17 195/17
117/8 130/17	148/6	129/25 133/11	199/25 200/5	197/20 198/12
131/23 133/8	<b>vast [3]</b> 5/4	134/1 137/3	200/6 200/7	200/1 200/22
133/20 147/15	5/7 5/18	137/17 212/3	200/8 200/9	221/22 224/14
147/19 147/20	<b>vehicle [23]</b>	212/9 212/16	200/10 200/11	234/3 246/9
149/18 154/21	89/1 102/3	212/20 213/24	200/17 201/1	<b>videotaped [1]</b>
164/19 165/16	102/13 102/16	215/5 220/20	201/2 201/11	235/21
171/10	102/19 102/21	<b>via [3]</b> 33/12	201/13 202/3	<b>view [17]</b> 3/16
<b>user's [3]</b>	102/23 102/23	48/14 172/14	202/15 203/13	4/11 5/22 17/7
78/24 154/20	103/1 103/5	<b>victim [14]</b>	203/15 203/21	136/7 153/21
164/18	103/18 104/12	5/1 46/24 64/7	203/23 204/7	156/18 157/12
<b>users [2]</b>	104/14 105/7	66/8 135/20	204/8 205/5	159/3 159/23
126/20 133/4	187/12 190/19	152/4 153/8	205/12 206/4	160/12 168/8
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<b>view...</b> [1]	21/21	21/21	73/9 74/4	11/16
199/4	70/6 85/4	<b>wants</b> [1]	83/25 91/20	<b>webinars</b> [1]
<b>viewed</b> [6]	90/22 94/18	72/17	107/13 125/2	118/5
151/20 158/9	<b>WALKER</b> [34]	<b>warrant</b> [28]	127/6 127/9	<b>website</b> [4]
190/12 212/12	1/19 2/19 5/6	5/5 88/8 88/12	127/21 173/15	241/9 241/11
224/18 228/2	5/19 113/17	88/13 89/3	173/17 211/7	241/13 241/17
<b>viewing</b> [3]	113/19 128/6	89/9 90/23	211/9 211/9	<b>Wednesday</b> [2]
129/10 129/18	141/8 175/11	90/24 90/25	211/10 212/6	251/8 251/16
129/21	175/25 176/8	101/25 102/3	216/20 217/6	<b>week</b> [7] 3/6
<b>Violate</b> [1]	176/16 176/25	106/9 106/13	227/18 227/22	28/7 28/8 80/8
85/14	177/13 177/15	106/15 107/2	233/12 250/5	111/3 184/3
<b>Virginia</b> [7]	183/15 186/14	107/6 115/25	<b>ways</b> [4] 50/11	235/1
17/2 17/3 17/5	190/2 191/12	124/15 128/24	117/2 118/4	<b>weekend</b> [27]
17/7 17/10	195/4 195/16	129/3 144/23	148/17	8/4 15/5 15/5
17/22 19/14	198/4 201/15	179/17 180/15	<b>wayside</b> [1]	15/8 15/12
<b>virtue</b> [1]	203/11 206/7	185/9 191/2	52/12	15/15 17/3
212/12	207/7 218/23	196/19 197/13	<b>we</b> [349]	17/22 21/7
<b>visible</b> [1]	221/15 222/5	231/10	<b>We'd</b> [1] 213/6	22/7 22/8
92/15	227/13 231/10	<b>warrant's</b> [1]	<b>we'll</b> [20] 6/3	22/10 22/19
<b>visibly</b> [2]	234/12 248/7	90/7	6/19 112/10	29/12 110/21
159/5 212/3	250/6	<b>warrants</b> [7]	112/25 135/16	110/22 199/7
<b>visited</b> [2]	<b>wall</b> [2] 98/20	88/21 88/25	136/13 136/17	199/17 208/18
242/3 242/12	226/8	89/6 106/19	143/13 161/22	208/22 209/2
<b>visiting</b> [1]	<b>Wallace</b> [18]	122/22 122/24	174/20 175/7	225/14 225/20
243/6	9/19 10/9 11/9	179/14	189/12 210/8	230/19 236/18
<b>vocabulary</b> [1]	11/25 12/1	<b>was</b> [542]	213/14 216/1	238/15 239/12
72/8	12/9 14/1 14/3	<b>washes</b> [2]	218/8 251/1	<b>weeks</b> [3]
<b>voice</b> [4]	14/5 15/25	204/10 209/17	251/2 251/4	70/10 70/12
42/19 42/20	16/2 16/8	<b>Washington</b> [1]	251/22	121/20
42/22 193/12	17/11 17/17	172/7	<b>we're</b> [43]	<b>weighing</b> [1]
<b>volleyball</b> [7]	17/25 18/11	<b>wasn't</b> [12]	4/16 4/16 5/2	120/6
10/13 14/6	22/8 40/23	8/2 21/13	6/10 8/11 8/11	<b>weight</b> [1]
14/7 14/8	<b>Wallace's</b> [1]	22/14 39/3	8/15 71/25	120/11
17/17 54/23	11/24	62/25 63/2	87/21 96/24	<b>well</b> [64] 3/19
63/9	<b>walls</b> [1] 12/2	63/11 63/13	116/4 116/16	4/4 5/15 5/21
<b>vote</b> [1] 28/5	<b>want</b> [25] 5/21	65/13 81/15	131/25 136/15	12/25 18/17
<b>vs</b> [1] 1/5	5/24 6/2 49/10	217/5 235/21	143/6 150/1	22/17 22/19
<b>vulnerable</b> [1]	63/17 73/25	<b>watch</b> [6] 71/7	152/5 154/15	34/6 40/4
133/13	75/24 77/16	71/8 205/13	154/17 164/10	40/11 48/4
<b>W</b>	81/13 81/20	212/4 215/23	164/12 166/11	56/1 65/9
<b>W-A-L-K-E-R</b> [1]	87/19 87/19	235/19	166/13 175/17	67/17 70/3
176/16	119/22 124/19	<b>watched</b> [10]	184/9 185/5	70/18 74/15
<b>W-I-T-H-E-R-S-P</b>	132/6 133/11	171/5 190/10	187/19 194/10	74/22 79/1
<b>-O-O-N</b> [1]	147/21 173/2	191/1 195/23	195/11 200/24	80/21 88/9
53/18	211/10 212/18	198/2 219/22	202/2 205/13	88/14 88/15
<b>waist</b> [2]	215/8 222/5	234/4 234/21	211/25 215/4	89/10 104/13
187/12 193/9	228/25 234/18	235/10 239/8	215/13 220/18	105/14 105/25
<b>wait</b> [2] 7/19	239/22	<b>watching</b> [4]	221/7 224/3	106/12 106/18
122/20	<b>wanted</b> [16]	26/16 187/13	224/11 225/24	109/12 110/9
<b>waited</b> [1]	4/11 5/25 44/4	212/2 236/4	226/11 228/1	111/15 115/13
45/1	46/21 73/19	<b>Water</b> [1] 17/7	242/20	117/18 118/22
<b>waiting</b> [1]	75/20 87/23	<b>way</b> [31] 3/9	<b>we've</b> [5] 7/5	120/8 125/25
122/8	130/6 132/14	23/14 33/18	47/13 47/13	126/1 131/5
	132/15 145/11	34/7 53/10	121/17 219/11	135/21 140/16
	171/20 171/21	68/21 72/13	<b>wearing</b> [3]	150/21 157/13

<b>W</b>	66/22 67/16	223/11 223/15	40/6 44/6	242/6 246/18
<b>well...</b> [20]	66/22 67/16	223/11 223/15	40/6 44/6	<b>where</b> [107]
159/23 160/12	88/4 88/5	224/7 224/23	44/23 44/25	8/11 9/22
161/9 165/24	88/25 89/5	225/7 225/8	45/7 45/17	10/17 11/9
168/7 170/9	90/6 93/15	226/7 228/21	46/8 50/25	15/15 17/8
170/23 206/8	97/3 97/14	229/9 230/22	52/8 55/7 56/9	24/13 25/6
212/2 212/20	99/4 99/8	232/7 232/19	56/17 56/20	26/24 28/10
215/17 216/18	101/9 101/9	235/8 241/16	57/13 58/8	36/13 36/17
217/22 235/17	101/19 104/11	244/1 245/24	59/24 60/19	36/19 39/4
237/21 238/15	104/13 105/9	246/9 247/15	61/14 67/17	40/13 40/16
242/6 244/10	106/9 107/4	247/20 248/1	70/7 70/9	42/1 42/4
245/14 251/21	107/8 107/11	248/7 250/5	70/23 72/2	43/12 44/14
<b>well-being</b> [1]	108/21 109/3	<b>weren't</b> [1]	72/4 72/17	44/25 45/12
212/2	109/4 109/9	35/2	73/2 74/21	54/7 54/11
<b>well-known</b> [1]	110/20 111/3	<b>west</b> [1] 138/3	75/12 78/24	54/13 56/20
117/18	115/12 123/16	<b>what</b> [347]	79/14 80/24	58/14 60/23
<b>went</b> [15]	124/9 124/14	<b>what's</b> [35]	82/10 82/10	61/5 61/18
10/22 12/10	124/22 124/23	17/5 32/14	86/11 87/19	63/13 67/4
15/15 15/20	126/4 126/23	32/24 41/19	89/3 89/8 93/5	75/13 75/17
40/6 44/19	129/10 129/18	71/1 77/11	106/12 107/20	75/21 78/8
60/23 62/25	130/8 135/11	77/12 82/9	113/20 115/9	79/12 79/19
67/18 70/7	135/19 135/25	92/5 93/12	115/24 116/7	79/25 80/12
76/9 76/22	136/7 136/9	94/14 94/23	118/10 119/5	81/19 86/9
131/17 178/10	137/18 138/15	98/10 100/18	119/8 120/9	93/25 94/3
182/11	140/12 141/4	100/23 107/19	122/2 123/12	94/10 105/19
<b>were</b> [199] 3/5	141/18 142/11	122/17 123/11	123/22 127/20	108/12 110/22
10/1 12/21	143/1 144/21	167/11 183/14	127/22 128/25	114/25 119/5
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